

WEDNESDAY, APRIL 7, 1982

EIGHTY-SEVENTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Bryant Millsaps, Assistant Chief Clerk of the House.

Representative McAfee led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 97

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills No. 293, 669,

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1168, 1467, 1487, 1833, 2014, 2044, 2054, 2082, 2118, 2150, 2171 and 2177; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 413 and 1165 without his signature.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

Dear Mr. Speaker,

I am returning House Bill No. 413 without my signature.

This bill increases the membership of the Tennessee Prison Agri-Industries Board from 9 to 11 persons. As presently constituted, the members of the Board are appointed by the Governor. In addition to these members, this bill would add to the Board the administrative head of the Tennessee State University School of Agriculture and the Vice President for Agriculture of the University of Tennessee.

The present board members are lay persons with special background in the fields of agriculture, manufacturing, labor, finance, sales and marketing. The State of Tennessee and the Department of Correction have established an excellent working relationship with this Board and expect that this relationship will continue.

While I recognize the unique background and skills of the academicians added by this bill, it is my belief that the agri-industries program could have had the benefit of their expertise without making them members of the Board.

Sincerely,

Lamar Alexander

Dear Mr. Speaker,

I am herewith returning House Bill No. 1165 without my signature.

This bill amends Tenn. Code Ann. Section 67-332 which provides for a state-paid salary supplement to local assessors and deputy assessors of property who obtain the designation of "Certified Assessment Evaluator". This bill increases the amount of this supplement by 50% and appears to provide another supplement if an individual also qualifies to be a "Residential Evaluation Specialist".

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While I think it is appropriate for the State to pay for training programs for local property tax assessors, I do not think it is proper for the State to pay salary supplements to assessors who receive this training and thereby obtain additional professional certifications. Local governments benefits directly from better trained assessors, and so it would be more proper for them to pay salary supplements.

Sincerely,

Lamar Alexander

House Bills Nos. 413 and 1165 become law without the Governor's signature, as authorized by Article III, Section 18 of the Constitution of the State of Tennessee.

CALENDAR

House Bill No. 2135--To regulate Real Estate Commission.

On motion, House Bill No. 2135 was made to conform with Senate Bill No. 2241.

On motion, Senate Bill No. 2241, on same subject, was substituted for House Bill No. 2135.

Mr. Wheeler moved that Senate Bill No. 2241 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2241 by inserting the words and figures "after November 1, 1982" immediately following the words "retention of his license" in the first paragraph of the amendatory subdivision (3) in Section 5.

AND FURTHER AMEND by deleting Section 10 in its entirety and substituting instead the following:

Section 10. Tennessee Code Annotated, Section 62-1325 is amended by deleting the words "unanimous vote of all" and substituting instead the words and figures "the consenting vote of six (6) of the".

AND FURTHER AMEND by deleting Section 11 in its entirety and by renumbering subsequent sections accordingly.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Title 62, Chapter 13 is amended by adding the following new section:

Section _____. The commission shall notify each licensee at least six (6) months prior to the expiration of his license of the status of such licensee's educational requirements.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2241, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives present and not voting were: Bragg and Burnett--2.

House Bill No. 2170--To establish cause, revocation contractors license.

Mr. Wheeler moved that House Bill No. 2170 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2170 by deleting Section 1 in its entirety and substituting the following in lieu thereof:

Section 1. Tennessee Code Annotated, Section 62-617, is hereby amended by inserting the following sentence between the second and third sentences of the first paragraph:

Provided however, that each such renewal application for any contractor with a license level of one million dollars (\$1,000,000) or less, in lieu of the filing requirements in the preceding sentence, shall be required to submit a listing of the name, address, and telephone number of three (3) individuals or entities as references of the credit (standing) of such applicant, at least one of which shall be a financial institution and at least one of which shall be a building materials supplier to such applicant. Should the board discover information indicating insolvency or extreme financial difficulty of such applicant, the board shall communicate with the applicant's references of credit. If verification from those sources indicates the probability of financial distress, the board (shall) require that the applicant submit a financial statement of condition reflecting the financial condition of the applicant. Such financial statement need not be certified nor attested, but unless that be done, the applicant or at least two (2) of its officers in the event such applicant is a corporation, shall be required to sign a statement (notarized by a notary public) that the information contained within the financial statement is true and accurate to the best of the applicant's knowledge. Such statement shall reflect the financial condition of the applicant's financial standing as of a date not more than ninety (90) days prior to the date of the request for such statement is submitted to the applicant by the board, and shall be submitted by the applicant no later than thirty (30) days after the date of the board's request for the submittal of such statement Failure by the applicant to submit such statement shall empower the board to conduct a show cause hearing as to whether or not the applicant's license limit shall be reduced or removed. Should the board determine that the applicant has willfully misrepresented his financial condition the board shall not renew the license of such applicant.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2170, as amended, passed its third and final consideration by the following vote:

Ayes	86
Noes	7
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Kelley, Kent,

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Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stallings, Starnes, Sterling, Turner, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--86.

Representatives voting no were: Brewer, Chiles, Jones, Naifeh, Tanner, Ussery and Wallace--7.

Representative present and not voting was: Hudson--1.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 2070--To amend Section 60-1-301, Code.

On motion, House Bill No. 2070 was made to conform with Senate Bill No. 2138.

On motion, Senate Bill No. 2138, on same subject, was substituted for House Bill No. 2070.

Mr. Miller moved that Senate Bill No. 2138 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

House Bill No. 2134--To amend Workers' Compensation Law.

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On motion, House Bill No. 2134 was made to conform with Senate Bill No. 2215.

On motion, Senate Bill No. 2215, on same subject, was substituted for House Bill No. 2134.

Mr. Wheeler moved that Senate Bill No. 2215 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	3
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

Representatives voting no were: Chiles, Harrill and Naifeh--3.

Representative present and not voting was: Owen--1.

A motion to reconsider was tabled.

House Bill No. 2211--To regulate foreign owned corporations.

On motion, House Bill No. 2211 was made to conform with Senate Bill No. 2188.

On motion, Senate Bill No. 2188, on same subject, was substituted for House Bill No. 2211.

Mr. Murphy (Davidson) moved that Senate Bill No. 2188 be passed on third and final consideration.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2188 by adding thereto a new Section 4 reading as follows:

"SECTION 4. Any bank may acquire the capital stock of any other bank provided that, without the approval of the Commissioner of Banking, unless otherwise permitted by law, purchase of such stock shall not result in the investing bank's owning more than 5% of any class of voting securities of such other bank, nor shall any such investment exceed 10% of the investing bank's capital, surplus, and undivided profits."

AND FURTHER AMEND by renumbering present sections 4, 5, and 6 as sections 5, 6, and 7.

On motion, the amendment was adopted.

Mr. Phillips moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 2188 by adding a new section immediately preceding the effective date section and renumbering the subsequent section accordingly:

Section _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared severable.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2188, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

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On motion, Senate Bill No. 368 was recalled from the Committee on Judiciary.

House Bill No. 2154--To penalize fraud in obtaining restaurant services, any person.

On motion, House Bill No. 2154 was made to conform with Senate Bill No. 368.

On motion, Senate Bill No. 368, on same subject, was substituted for House Bill No. 2154.

Mr. Turner moved that Senate Bill No. 368 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 368 by adding the following paragraph at the end of Section 3:

Tennessee Code Annotated, Section 62-707, Subsection B, is further amended by deleting the period at the end of the subsection and adding the following:

" , or for any person to receive restaurant services and thereafter to abscond or surreptitiously remove himself from the premises without paying or offering to pay for such restaurant services."

On motion, the amendment was adopted.

Mr. Spence moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 368:

Tennessee Code Annotated, Section 62-707, Subsection F, is further amended by deleting the words and figures "one hundred dollars (\$100)" wherever they shall appear and substitute in lieu thereof the words and figures "two hundred dollars (\$200)".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 368, as amended, passed its third and final consideration by the following vote:

Ayes	90
Noes	4
Present and not voting	2

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Yelton and Mr. Speaker McWherter--90.

Representatives voting no were: King (Washington), McKinney, Withers and Work--4.

Representatives present and not voting were: Pickering and Wix--2.

A motion to reconsider was tabled.

House Bill No. 2050--To set procedures, commitment of mentally ill.

On motion, House Bill No. 2050 was made to conform with Senate Bill No. 2167.

On motion, Senate Bill No. 2167, on same subject, was substituted for House Bill No. 2050.

Mr. Murphy (Davidson) moved that Senate Bill No. 2167 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

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A motion to reconsider was tabled.

CONSENT CALENDAR

House Bill No. 1672--To make certain provisions, bail jumping, felony cases.

On motion, House Bill No. 1672 was made to conform with Senate Bill No. 2027.

On motion, Senate Bill No. 2027, on same subject, was substituted for House Bill No. 1672.

House Bill No. 2076--To set compensation of commissioners, certain utility districts.

On motion, House Bill No. 2076 was made to conform with Senate Bill No. 2104.

On motion, Senate Bill No. 2104, on same subject, was substituted for House Bill No. 2076.

House Bill No. 2235--To grant probate authority, certain counties.

House Bill No. 2241--To provide for fire insurance companies, certain counties.

On motion, House Bill No. 2241 was made to conform with Senate Bill No. 2291.

On motion, Senate Bill No. 2291, on same subject, was substituted for House Bill No. 2241.

House Bill No. 2106--To allow filing, certain claims against state.

On motion, House Bill No. 2106 was made to conform with Senate Bill No. 2144.

On motion, Senate Bill No. 2144, on same subject, was substituted for House Bill No. 2106.

House Bill No. 2195--To change 1957 Purchasing Law.

On motion, House Bill No. 2195 was made to conform with Senate Bill No. 2127.

On motion, Senate Bill No. 2127, on same subject, was substituted for House Bill No. 2195.

House Bill No. 1540--To provide safety and security, public schools.

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On motion, House Bill No. 1540 was made to conform with Senate Bill No. 1691.

On motion, Senate Bill No. 1691, on same subject, was substituted for House Bill No. 1540.

House Bill No. 1671--To make certain provisions, bail jumping, misdemeanor cases.

On motion, House Bill No. 1671 was made to conform with Senate Bill No. 2026.

On motion, Senate Bill No. 2026, on same subject, was substituted for House Bill No. 1671.

House Bill No. 2077--To regulate accounting procedures, Rutherford County.

On motion, House Bill No. 2077 was made to conform with Senate Bill No. 2074.

On motion, Senate Bill No. 2074, on same subject, was substituted for House Bill No. 2077.

House Bill No. 2079--To authorize Rutherford County Planning Commission, assess certain fees.

On motion, House Bill No. 2079 was made to conform with Senate Bill No. 2075.

On motion, Senate Bill No. 2075, on same subject, was substituted for House Bill No. 2079.

House Bill No. 2320--To create a juvenile court, Hawkins County.

House Bill No. 2357--To elect Board of Mayor and Commissioners, Cleveland.

On motion, House Bill No. 2357 was made to conform with Senate Bill No. 2400.

On motion, Senate Bill No. 2400, on same subject, was substituted for House Bill No. 2357.

House Bill No. 2358--To compensate Board of Mayor and Commissioners, Cleveland.

On motion, House Bill No. 2358 was made to conform with Senate Bill No. 2401.

On motion, Senate Bill No. 2401, on same subject, was substituted for House Bill No. 2358.

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House Bill No. 2359--To specify jurisdiction, sessions court, Franklin County.

On motion, House Bill No. 2359 was made to conform with Senate Bill No. 2415.

On motion, Senate Bill No. 2415, on same subject, was substituted for House Bill No. 2359.

House Bill No. 2360--To impose litigation tax, Moore County.

On motion, House Bill No. 2360 was made to conform with Senate Bill No. 2372.

On motion, Senate Bill No. 2372, on same subject, was substituted for House Bill No. 2360.

House Bill No. 2361--To elect County Board of Education, Grundy County.

On motion, House Bill No. 2361 was made to conform with Senate Bill No. 2391.

On motion, Senate Bill No. 2391, on same subject, was substituted for House Bill No. 2361.

House Bill No. 2362--To impose certain taxes, Cocke County.

House Bill No. 2364--To provide probate jurisdiction, Tipton County.

On motion, House Bill No. 2364 was made to conform with Senate Bill No. 2411.

On motion, Senate Bill No. 2411, on same subject, was substituted for House Bill No. 2364.

House Bill No. 2365--To vest jurisdiction of probate matters, Decatur County.

House Bill No. 2366--To amend Road Law, Henry County.

House Bill No. 2367--To regulate merit system, sheriff's employees, Knox County.

House Bill No. 2368--To provide for Board of Education, Hamblen County.

House Bill No. 2369--To provide for road districts and commissioners, Hamblen County.

House Bill No. 2372--To regulate juvenile and probate court, Henry County.

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House Bill No. 2373--To regulate juvenile and probate court, Henry County.

House Resolution No. 130--Relative to commending John Hamilton.

House Resolution No. 132--Relative to honoring Miss Connie Campbell.

House Resolution No. 134--Relative to honoring John Lewis Cofer.

House Resolution No. 136--Relative to commending Beth Kirby.

House Resolution No. 137--Relative to honoring Mathew R. Davis.

House Joint Resolution No. 419--Relative to congratulating Tennessee Temple University basketball team.

House Joint Resolution No. 420--Relative to welcoming the American Boarding Kennels Association.

House Joint Resolution No. 421--Relative to congratulating Sport Writers' All-State girls' basketball team.

House Joint Resolution No. 422--Relative to congratulating All-Nashville boys' basketball team.

House Joint Resolution No. 423--Relative to congratulating Kelly Miller Smith, Sr.

House Joint Resolution No. 425--Relative to congratulating Miss Jackie Cowan.

House Joint Resolution No. 426--Relative to proclaiming May 15, 1982 as "Police Memorial Day".

House Joint Resolution No. 427--Relative to congratulating Richland High School Lady Raiders.

House Joint Resolution No. 428--Relative to honoring Judge Clinton "Spider" Webb.

House Joint Resolution No. 429--Relative to congratulating Cohn High School Black Knights.

House Joint Resolution No. 430--Relative to congratulating Nashville Interscholastic League Girls' basketball team.

House Joint Resolution No. 431--Relative to congratulating Congressman James H. Quillen.

House Joint Resolution No. 432--Relative to honoring Bob Parkens.

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House Joint Resolution No. 433--Relative to honoring Charles C. Dawson.

House Joint Resolution No. 434--Relative to congratulating Isaiah Thornton Creswell, Sr.

House Joint Resolution No. 435--Relative to congratulating Mrs. Barbara Mann.

House Joint Resolution No. 436--Relative to congratulating Mrs. DeLois J. Wilkinson.

House Joint Resolution No. 437--Relative to congratulating Coach Jim Newkirk and the Tennessee Tech Rifle Team.

House Joint Resolution No. 438--Relative to commending Robert Churchwell, Sr.

House Joint Resolution No. 439--Relative to congratulating Coach J.B. Foster, Jr. and the Austin-East High School boys' basketball team.

House Joint Resolution No. 440--Relative to memory, Don Marshall.

House Joint Resolution No. 443--Relative to commending Andy Fairless.

House Joint Resolution No. 445--Relative to commending Harry McKeldin.

House Joint Resolution No. 446--Relative to honoring Mrs. Freida Ortwein.

House Joint Resolution No. 448--Relative to congratulating Cecil Hilgie Butcher, Sr.

House Joint Resolution No. 449--Relative to congratulating Smyrna High School cheerleading squad.

House Joint Resolution No. 450--Relative to honoring Miss Darcy Rodgers.

Senate Joint Resolution No. 254--Relative to honoring Jenny Goforth.

Senate Joint Resolution No. 258--Relative to commending Colonel Joe B. Mathews.

Senate Joint Resolution No. 261--Relative to sympathy, Mr. John H. "Jack" Edmondson.

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Senate Joint Resolution No. 270--Relative to congratulating Karen Michelle Johnson, Miss Tennessee T.E.E.N.

Senate Joint Resolution No. 273--Relative to sympathy, Dr. Batsell Barrett Baxter.

Senate Joint Resolution No. 275--Relative to sorrow, Mrs. Anita Darnell.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

Senate Bill No. 1484--To enact the Tennessee Criminal Sentencing Reform Act of 1982.

Mr. Murphy (Davidson) moved that Senate Bill No. 1484 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 8

Amend Senate Bill No. 1484 by adding the following new section 2 and by renumbering the subsequent sections accordingly:

Section _____. The provisions of this act shall not be construed to constitute an appropriation of funds and no funds shall be expended for the construction of regional workhouses

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unless such funds are specifically appropriated by the provisions of Senate Bill No. 1926 (HB 1739).

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 9

Amend Senate Bill No. 1484 by adding the following new section 3 and by renumbering the subsequent sections accordingly:

Section _____. The provisions of this act shall not be construed to constitute an appropriation of funds or an authorization for positions and no funds shall be expended to employ any additional probation officers or to authorize any such positions unless such funds are specifically appropriated by the provisions of Senate Bill No. 1926 (HB 1739).

On motion, the amendment was adopted.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 10

Amend Senate Bill No. 1484 by deleting subsection (a) of Section 40-43-103 and substituting instead the following:

(a) Sentences involving confinement should be based on the following considerations:

(1) confinement is necessary to protect society by restraining a defendant who has a long history of criminal conduct; or

(2) confinement is necessary to avoid depreciating the seriousness of the offense or confinement is particularly suited to provide an effective deterrence to others likely to commit similar offenses; or

(3) measures less restrictive than confinement have frequently or recently been applied unsuccessfully to the defendant.

FURTHER AMEND by deleting subsection (b) of Section 40-43-303 and substituting instead the following:

(b) A court shall have authority to impose probation as part of its sentencing determination at the conclusion of the sentencing hearing. There shall be no "petition for probation" filed by the defendant and probation shall be automatically considered by the court as a sentencing alternative for eligible

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defendants. Provided, however, nothing in this act shall be construed as altering any provision of present statutory or case law requiring that the burden of establishing suitability for probation rests with the defendant.

FURTHER AMEND by deleting from subsection (a) of Section 40-43-311 of Section 1 the word and figure "five (5)" and substituting instead the word and figure "six (6)".

FURTHER AMEND by deleting from Section 40-43-302 (b) the period at the end of the first sentence and by substituting instead the following:

"or Tennessee Code Annotated, Sections 33-515 and 33-713 relative to mental examinations and treatment."

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1484, as amended, passed its third and final consideration by the following vote:

Ayes	61
Noes	33
Present and not voting	3

Representatives voting aye were: Akard, Baker, Bewley, Bivens, Brewer, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Davis (Hamilton), DeBerry, DePriest, Dispayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Roane), Jared, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Owen, Phillips, Pruitt, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shockley, Spence, Stafford, Starnes, Sterling, Turner, Ussery, Wallace, Webb, Whitson, Withers, Wood, Yelton and Mr. Speaker McWherter--61.

Representatives voting no were: Bell (Knox), Bell (Wilson), Bragg, Buck, Burnett, Byrd, Copeland, Crain, Davidson, Davis (Gibson), Davis (Pickett), Dills, Hillis, Hudson, Hurley, Huskey, Lashlee, McKinney, Miller, Murray, Naifeh, Pickering, Robertson, Scruggs, Shirley, Sir, Small, Smith, Stallings, Tanner, Wheeler, Wolfe and Work--33.

Representatives present and not voting were: Johnson, Rhinehart and Wix--3.

A motion to reconsider was tabled.

Mr. Wallace moved that House Bill No. 1785 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

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House Bill No. 1865--To provide for appointment of a limited guardian.

On motion, House Bill No. 1865 was made to conform with Senate Bill No. 1722.

On motion, Senate Bill No. 1722, on same subject, was substituted for House Bill No. 1865.

Mr. Severance moved that Senate Bill No. 1722 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1722 by deleting the amendatory language of Section 2 and substituting instead the following:

Unless the court determines that a medical evaluation performed for a disability hearing before a military service medical board is adequate

FURTHER AMEND by deleting the amendatory language of Section 3 and substituting instead the following:

At the hearing the court shall determine if the respondent is a disabled person. Provided, however, if the respondent has been certified as disabled by a military service medical board, the court shall accept such board's findings of fact and, applying Tennessee law, determine the nature and extent of the respondent's disability and the extent to which a limited guardian is needed.

FURTHER AMEND by deleting Section 1 in its entirety and by renumbering the remaining sections accordingly.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1722, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin,

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Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

Ms. Bell (Knox) moved that House Bill No. 2064 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Mr. Moore moved that House Bill No. 2247 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 2067--To enact Medical Radiation Inspection Safety Act.

On motion, House Bill No. 2067 was made to conform with Senate Bill No. 2153.

On motion, Senate Bill No. 2153, on same subject, was substituted for House Bill No. 2067.

Mr. DePriest moved that Senate Bill No. 2153 be passed on third and final consideration.

Mr. Gill moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2153 by adding the following paragraph to the end of Section 4:

"For the purpose of this Act a qualified individual shall be one who has demonstrated to the satisfaction of the Department that he possesses the knowledge and training to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs."

and further amend by deleting the first sentence of Section 5 in its entirety and substituting the following sentence:

"Every qualified individual and every person who assembles, installs, or services radiation machines shall register annually with the department of public health, division of radiological health, and shall pay an annual registration fee of one hundred fifty dollars (\$150.00)."

On motion, the amendment was adopted.

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Thereupon, Senate Bill No. 2153, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

Mr. Shirley moved that House Bill No. 619 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1596--To amend Section 57-4-102, Code.

On motion, House Bill No. 1596 was made to conform with Senate Bill No. 1787.

On motion, Senate Bill No. 1787, on same subject, was substituted for House Bill No. 1596.

Mr. Hudson moved that Senate Bill No. 1787 be passed on third and final consideration.

Mr. McAfee moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1787 by deleting from Section 4 the figure "276,000" and substituting instead the figure "300,000".

On motion, the amendment was adopted.

Mr. Spence moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1787 by deleting Section 1 in its entirety and substituting in lieu thereof, the following language:

"SECTION 1. Tennessee Code Annotated, Section 57-4-102, sub-section (1) (2), is amended by deleting the words 'and operated' and substituting in lieu thereof the words

'or operated or leased by a municipality or a county government or', ''.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1787, as amended, passed its third and final consideration by the following vote:

Ayes	54
Noes	39
Present and not voting	2

Representatives voting aye were: Baker, Bell (Knox), Bewley, Bivens, Brewer, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, DeBerry, DePriest, Disspayne, Ellis, Frensley, Gaia, Gill, Hudson, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Washington), Scruggs, Sir, Spence, Sterling, Tanner, Wallace, Webb, Wheeler, Withers and Mr. Speaker McWherter--54.

Representatives voting no were: Akard, Bell (Wilson), Carter, Copeland, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), Dills, Duer, Duncan, Ford, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Lashlee, McAfee, Montgomery, Percy, Pickering, Richardson, Robertson, Robinson (Hamilton), Severance, Shockley, Small, Smith, Stafford, Stallings, Turner, Ussery, Whitson, Wix, Wolfe, Wood, Work and Yelton--39.

Representatives present and not voting were: Buck and Shirley--2.

A motion to reconsider was tabled.

House Bill No. 2071--To clarify "Project" Industrial Development Corporations.

On motion, House Bill No. 2071 was made to conform with Senate Bill No. 2180.

On motion, Senate Bill No. 2180, on same subject, was substituted for House Bill No. 2071.

Mr. Davis (Hamilton) moved that Senate Bill No. 2180 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

Mr. Davis (Hamilton) moved that House Bill No. 1560 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1550--To regulate Foreign Institutions investing in State.

On motion, House Bill No. 1550 was made to conform with Senate Bill No. 1544.

On motion, Senate Bill No. 1544, on same subject, was substituted for House Bill No. 1550.

Mr. Copeland moved that Senate Bill No. 1544 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir,

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Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Bivens moved that House Bill No. 2138 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Mr. Tanner moved that House Bill No. 2137 be re-referred to the Committee Calendar and Rules, which motion prevailed.

House Bill No. 2095--To make certain provisions, tangible personal property.

On motion, House Bill No. 2095 was made to conform with Senate Bill No. 2206.

On motion, Senate Bill No. 2206, on same subject, was substituted for House Bill No. 2095.

Mr. Kent moved that Senate Bill No. 2206 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 1433--To increase punishment, certain degrees of burglary.

On motion, House Bill No. 1433 was made to conform with Senate Bill No. 1470.

On motion, Senate Bill No. 1470, on same subject, was substituted for House Bill No. 1433.

Mr. Disspayne moved that Senate Bill No. 1470 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1470 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not take effect unless a sum sufficient to implement the provisions of this act is specifically appropriated by the provisions of the general appropriations act (SB 1926/HB 1739).

Mr. Moore moved that the Amendment No. 1 be tabled, which motion prevailed.

Thereupon, Senate Bill No. 1470, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frenseley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 2008--To regulate Powers of Metropolitan Airport Authorities.

On motion, House Bill No. 2008 was made to conform with Senate Bill No. 2048.

On motion, Senate Bill No. 2048, on same subject, was substituted for House Bill No. 2008.

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Mr. Martin moved that Senate Bill No. 2048 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1728--To allow political activities, state employees.

On motion, House Bill No. 1728 was made to conform with Senate Bill No. 1753.

On motion, Senate Bill No. 1753, on same subject, was substituted for House Bill No. 1728.

Mr. Rhinehart moved that Senate Bill No. 1753 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes	21

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Gaia, Gill, Hillis, Hurley, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, Miller, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Sir, Small, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--73.

Representatives voting no were: Bell (Knox), Chiles, Duer, Ford, Frensley, Harrill, Henry (Roane), Hudson, Huskey, McAfee, McNally, Montgomery, Moore, Robertson, Scruggs, Severance, Smith, Stafford, Ussery, Wolfe and Wood--21.

A motion to reconsider was tabled.

House Bill No. 1609--To regulate the conduct of bingo games.

On motion, House Bill No. 1609 was made to conform with Senate Bill No. 1854.

On motion, Senate Bill No. 1854, on same subject, was substituted for House Bill No. 1609.

Mr. Yelton moved that Senate Bill No. 1854 be passed on third and final consideration.

Mr. Yelton moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1854 by inserting in the amendatory language of Section 1 the words "subsection (c) of" immediately after the words "paragraph (8) of" and after the words and figures "paragraph (8) or (10) of".

On motion, the amendment was adopted.

Mr. Robertson moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1854 by deleting Item 2(vii) of Section 4 as amended by Senate amendment #1, as amended.

Mr. Spence moved that the Amendment No. 2 be tabled, which motion failed by the following vote:

Ayes	31
Noes	55
Present and not voting	4

Representatives voting aye were: Bell (Knox), Buck, Byrd, Crain, Davis (Hamilton), DeBerry, Duer, Ellis, Gaia, Gill, Hurley, Jared, Jones, Kent, Kernell, Love, McNally, Martin, Moore, Murphy (Shelby), Phillips, Pickering, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Sir, Spence, Starnes, Turner and Wix--31.

Representatives voting no were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Carter, Chiles, Clark (Davidson), Clark (Sumner), copeland, Covington, Davidson, Davis (Gibson), Davis (Pickett), DePriest, Dills, Disspayne, Duncan, Ford, Frensley, Harrill, Hillis,

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Hudson, Huskey, Kelley, King (Washington), Lashlee, McAfee, McKinney, Miller, Montgomery, Murray, Naifeh, Owen Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Stallings, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood and Work--55.

Representatives present and not voting were: Bragg, Burnett, Cobb and Richardson--4.

Thereupon, Amendment No. 2 was withdrawn.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1854 by adding the following language at the end of the fifth amendatory language which reads:

Bingo license holders in counties with populations in excess of seven hundred fifty thousand (750,000) according to the 1980 federal census of population or any subsequent federal census may pay reasonable compensation for conducting or assisting in the conduct of bingo.

On motion, the amendment was adopted.

Mr. Spence moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 1854 by deleting subsection (2) (ii) of Section 4 and substituting instead the following:

(ii) Bingo games and raffles may be conducted only at the place of the organization's domicile and after the organization has been in existence for a period of not less than five (5) years during all of which time it shall have carried on the principal activity authorized by its corporate charter.

FURTHER AMEND by adding the following new item (viii) to subsection (2) of Section 4:

(viii) Advertising for bingo games and raffles conducted under this section shall be limited to:

(A) A sign on the premises of not more than twelve (12) feet in diameter;

(B) No more than one (1) paid advertisement per month in a local newspaper and such advertisement may not exceed six (6) inches by four (4) columns; and

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(C) To the organizations own publication and mailing lists.

On motion, the amendment was adopted.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 5

Amend Senate Bill No. 1854 by deleting the effective date section in its entirety and by substituting instead the following:

Section ___. This act shall take effect on June 1, 1982, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 6

Amend Senate Bill No. 1854 by deleting the amendatory language of Amendment 1 to Senate Amendment 1 and substituting instead the following:

Provided, however, a school, police department, fire department or chapter or affiliate of the Tennessee Council of the Blind may, upon the approval of the secretary of state for good cause shown, conduct a bingo game or raffle at a place other than such school's, department's, chapter's or affiliate's place of domicile provided such other place is in the same county as the school's, department's, chapter's or affiliate's place of domicile. If such school, department, chapter or affiliate seeks to conduct a bingo game or raffle at a place other than its domicile, the specific location of such other place shall be provided to the secretary of state at the time that approval for a location change is sought. If the secretary of state approves such specific location, the school, department, chapter or affiliate may not conduct a bingo game or raffle at a place other than that specifically approved unless a new location change is requested in the same manner.

On motion, the amendment was adopted.

Mr. Robertson moved to amend as follows:

AMENDMENT NO. 7

Amend Senate Bill No. 1854, by striking in Sec. 4 (2) (vi) the words: "Bingo license holders in counties with populations in excess of seven hundred fifty thousand (750,000) according to the 1980 federal census of population or and subsequent federal census, and"

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And further amend by deleting the words and figures "\$3000) three thousand" and substituting the words and figures "five thousand (\$5000)" wherever they appear.

And further amend by striking the words and figures "seven thousand (\$7000)" and substituting "five thousand (\$5000)" on sec 4 (2) (vi).

Mr. McAfee moved that the Amendment No. 7 be tabled, which motion failed.

Thereupon, on motion, Amendment No. 7 was adopted.

Messrs. McAfee and McNally asked to be recorded as voting "no" on the motion to table Amendment No. 7.

Mr. Shockley moved the previous question, which motion failed by the following vote:

Ayes	59
Noes	28
Present and not voting	4

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davis (Gibson), Dills, Disspayne, Ellis, Ford, Gaia, Gill, Harrill, Hillis, Hurley, Huskey, Jared, Johnson, Kelley, Kent, King (Shelby), King (Washington), Love, McAfee, Martin, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Percy, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shockley, Spence, Stallings, Starnes, Sterling, Tanner, Webb, Whitson, Wix, Wood and Yelton--59.

Representatives voting no were: Bell (Knox), Bragg, Burnett, Davidson, Davis (Pickett), DeBerry, Duer, Duncan, Frensley, Henry (Roane), Hudson, Jones, Lashlee, McKinney, McNally, Murphy (Davidson), Robertson, Robinson (Hamilton), Shirley, Sir, Small, Smith, Stafford, Turner, Ussery, Wallace, Wolfe and Work--28.

Representatives present and not voting were: Brewer, Owen, Richardson and Mr. Speaker McWherter--4.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 8

Amend Senate Bill No. 1854 by adding a new section, as follows, to be numbered appropriately, immediately before the effective date section, and renumbering the effective date section accordingly:

Section _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared severable.

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On motion, the amendment was adopted.

Mr. Covington moved the previous question, which motion prevailed.

Thereupon, Senate Bill No. 1854, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	8
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Bragg, Burnett, Crain, Davidson, Harrill, Hudson, McAfee and Rhinehart--8.

Representative present and not voting was: Richardson--1.

A motion to reconsider was tabled.

STATEMENT OF POSITION ON SENATE BILL NO. 1854

We, the undersigned, in recognition of the entanglement between the issues involved with bingo and pinball gambling are voting in favor of House Bill 1609/Senate Bill 1854. We, however, are steadfastly opposed to gambling in any form, but in an attempt to remove such undesirable activity from the state of Tennessee, we are voting in the affirmative on House Bill 1609/Senate Bill 1854 in order to distinguish the issues involved. Further, we recognize bingo gambling as the lesser of two undesirable activities, and we shall continue our efforts in opposition to gambling in any form once the two confusing issues are clearly differentiated.

Respectfully submitted,

REP. DON DILLS
REP. NEAL SMALL
REP. HERMAN WOLFE
REP. RALPH DUNCAN

REP. L. DAVIS
REP. BOBBY WOOD
REP. J. B. SHOCKLEY
REP. BILL MCAFEE

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REP. RAY DAVIS
REP. STALLINGS
REP. I. V. HILLIS, JR.

REP. BYRD
REP. CHRIS TURNER

Mr. Speaker McWherter resumed the Chair.

House Bill No. 2034--To make certain provisions, registers of certain counties.

On motion, House Bill No. 2034 was made to conform with Senate Bill No. 2181.

On motion, Senate Bill No. 2181, on same subject, was substituted for House Bill No. 2034.

Mr. Davis (Pickett) moved that Senate Bill No. 2181 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

House Bill No. 1731--To define civil service.

On motion, House Bill No. 1731 was made to conform with Senate Bill No. 1705.

On motion, Senate Bill No. 1705, on same subject, was substituted for House Bill No. 1731.

Ms. DeBerry moved that Senate Bill No. 1705 be passed on third and final consideration.

Ms. DeBerry moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1705 by deleting from the amendatory language of Section 4 the following:

Provided, however, any position which on the effective date of this act, is a a position in the unclassified service shall remain as such.

Mr. Carter moved that the Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	49
Noes	39
Present and not voting	6

Representatives voting aye were: Baker, Bell (Knox), Bewley, Byrd, Carter, Chiles, Clark (Sumner), Copeland, Davis (Gibson), Duer, Duncan, Ford, Frensey, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Montgomery, Moore, Naifeh, Owen, Percy, Pickering, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe and Wood--49.

Representatives voting no were: Akard, Bell (Wilson), Bivens, Brewer, Buck, Burnett, Clark (Davidson), Covington, Davidson, DeBerry, DePriest, Dills, Disspayne, Ellis, Gill, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Spence, Starnes, Withers and Work--39.

Representatives present and not voting were: Bragg, Crain, Davis (Pickett), Gaia, Lashlee and Yelton--6.

Ms. DeBerry moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1705 by deleting Sections one through eight in their entirety and substituting instead the following:

Section 1. Tennessee Code Annotated, Section 8-30-101, is amended by deleting subsection (17) in its entirety and substituting instead the following:

(17) "State Service" means all officers and positions of trust or employment in the service of state government in the executive branch and all boards, commissions and agencies in state government except those specifically

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excluded herein. The state service shall not include officers, employees and positions in:

(a) The legislative branch of state government including the employees of the Fiscal Review Committee and the employees of any other committee, office or other entity created pursuant to law or resolution of either house of the General Assembly for the purpose of serving either or both houses of the General Assembly in executing its duties under the Constitution of Tennessee;

(b) The judicial branch of state government including the employees of the Executive Secretary to the Supreme Court;

(c) the office of the Secretary of State;

(d) the office of the State Treasurer;

(e) the office of the Comptroller of the Treasury;

(f) the office of the Attorney General and Reporter;

(g) the employees and appointees of the district attorneys general;

(h) officers and members of the teaching staffs of the University of Tennessee, employees of the state colleges and schools, and the student employees in such institutions.

Provided, however, that the Commissioner of Personnel shall upon the request of the heads of the respective entities enumerated above perform any of the functions set forth for the commissioner of personnel in this Chapter. Proviced further, that such a request shall in no way be deemed to make any of the provisions of this chapter applicable to said entities.

Section 2. Tennessee Code Annotated, Section 8-30-208, is amended by deleting from subsection (b) items (3) and (5) in their entirety and by appropriately renumbering the remaining items.

Section 3. This act shall take effect on becoming law, the public welfare requiring it.

Mr. Carter moved that the Amendment No. 2 be tabled, which motion failed by the following vote:

Ayes	47
Noes	47
Present and not voting	2

Representatives voting aye were: Baker, Bell (Knox), Bewley, Buck, Carter, Chiles, Clark (Sumner), Copeland, Crain, Davis (Pickett), Duer, Duncan, Ford, Frensley, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Montgomery, Moore, Percy, Pickering, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Stallings, Sterling, Ussery, Wallace, Webb, Whitson, Wix, Wolfe, Wood and Yelton--47.

Representatives voting no were: Akard, Bell (Wilson), Bivens, Brewer, Burnett, Byrd, Clark (Davidson), Covington, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Lashlee, Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Spence, Starnes, Turner, Wheeler, Withers, Work and Mr. Speaker McWherter--47.

Representatives present and not voting were: Bragg and Owen--2.

Mr. Robertson moved that Senate Bill No. 1705 be re-referred to the Committee on Calendar and Rules.

Mr. McKinney moved to amend the motion to include House Bill No. 695, which motion prevailed by the following vote:

Ayes	77
Noes	12

Representatives voting aye were: Akard, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hurley, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Small, Spence, Stafford, Stallings, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--77.

Representatives voting no were: Bell (Knox), Bell (Wilson), Frensley, Gaia, Hudson, Jones, Moore, Shockley, Sir, Smith, Starnes and Wix--12.

Mr. Martin moved the previous question, which motion prevailed.

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Thereupon, the motion to re-refer Senate Bill No. 1705 and House Bill No. 695 to the Committee on Calendar and Rules prevailed by the following vote:

Ayes	92
Noes	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--92.

Representatives voting no were: Buck, Harrill and Stafford--3.

House Bill No. 1903--To establish program of parent loans for undergraduates.

On motion, House Bill No. 1903 was made to conform with Senate Bill No. 1992.

On motion, Senate Bill No. 1992, on same subject, was substituted for House Bill No. 1903.

Mr. Cobb moved that Senate Bill No. 1992 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner,

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Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 2330--To amend Title 45, Chapter 2, Code.

On motion, House Bill No. 2330 was made to conform with Senate Bill No. 2106.

On motion, Senate Bill No. 2106, on same subject, was substituted for House Bill No. 2330.

Mr. Cobb moved that Senate Bill No. 2106 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Cobb moved that House Bill No. 1632 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 2291--To excuse payment of delinquent taxes, certain instances.

Mr. Shirley moved that House Bill No. 2291 be passed on third and final consideration.

Mr. Shirley moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2291 by inserting the words "or deficiency" in the amendatory language of Section 1 between the words "delinquency" and "of the amount due".

On motion, the amendment was adopted.

Thereupon, House Bill No. 2291, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

On motion of Mr. Owen, House Bill No. 1835 was withdrawn from the House.

House Bill No. 1409--To amend Section 40-2023, Code.

Mr. Owen moved that House Bill No. 1409 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

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A motion to reconsider was tabled.

House Bill No. 1106--To enact the "Racing Commission Law of 1981."

Mr. Pruitt moved that House Bill No. 1106 be passed on third and final consideration.

Mr. Robertson moved that House Bill No. 1106 be re-referred to the Committee on Calendar and Rules, which motion failed by the following vote:

Ayes	42
Noes	50
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Buck, Byrd, Chiles, Cobb, Copeland, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), Dills, Duer, Duncan, Ford, Gill, Harrill, Hurley, Huskey, Kelley, Kent, Montgomery, Percy, Rhinehart, Richardson, Robertson, Robinson (Washington), Shirley, Shockley, Small, Stafford, Stallings, Turner, Wallace, Webb, Whitson, Wix, Wolfe and Wood--42.

Representatives voting no were: Bell (Wilson), Brewer, Burnett, Carter, Clark (Davidson), Clark (Sumner), Covington, Davidson, DeBerry, DePriest, Disspayne, Ellis, Frensley, Gaia, Henry (Roane), Hillis, Hudson, Jared, Jones, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Robinson (Davidson), Scruggs, Severance, Sir, Smith, Spence, Sterling, Tanner, Ussery, Wheeler, Withers, Work, Yelton and Mr. Speaker McWherter--50.

Representatives present and not voting were: Bragg and Robinson (Hamilton)--2.

Mr. Pruitt moved that House Bill No. 1106 be placed on the Calendar for tomorrow which motion prevailed.

House Bill No. 1393--To authorize veterans preference points, civil service test.

Mr. Dills moved that House Bill No. 1393 be passed on third and final consideration.

Mr. Dills moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1393 by deleting the existing language of Section 1 in its entirety and by substituting in lieu thereof the following:

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Tennessee Code Annotated, Section 8-30-306, is amended by adding the following sentence to the end of sub-section (a):

The wife or widow or any permanently and totally disabled veteran whose disability resulted from military service during a period other than a period of war, the Korean Conflict, or the Vietnam Conflict shall have five (5) points added to her rating, provided, however that such widow shall have not remarried since the death of her serviceman husband.

AND AMEND FURTHER by deleting Section 2 in its entirety and renumbering the subsequent section accordingly.

Mr. Murphy (Davidson) moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT TO 1

Amend Amendment No. 1 by adding the words "or widower" after the word "widow" wherever it appears.

And further amend by deleting the words "of her Service Man husband" & substituting the words "the veteran".

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Thereupon, Amendment No. 1, as amended, was adopted.

Thereupon, House Bill No. 1393, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Cobb and Copeland--2.

A motion to reconsider was tabled.

House Bill No. 218--To terminate Public Service Commission.

On motion, House Bill No. 218 was made to conform with Senate Bill No. 156.

On motion, Senate Bill No. 156, on same subject, was substituted for House Bill No. 218.

Mr. Kernell moved that Senate Bill No. 156 be passed on third and final consideration.

Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 156 by adding the following new sections before Section 9 and by renumbering subsequent sections accordingly:

Section 9. Tennessee Code Annotated, Section 65-108 is amended by deleting the present language in this section in its entirety and by adding the following language in lieu thereof and by designating this language as subsection (a):

A majority of said commission shall constitute a quorum for the transaction of business.

From the membership of the commission, a chairman shall be appointed by a joint vote of the General Assembly in a biennial organizational session. The term of office as chairman shall be two (2) years unless such chairman, for any reason, ceases to be a member of the commission. In the event a chairman ceases to be a member of the commission, an interim chairman shall be appointed by the Speaker of the House of Representatives and the Speaker of the Senate acting jointly, such appointment to be effective until the next organizational session of the General Assembly.

After the commission is so organized, it shall appoint an executive director.

Section 10. The chairman of the commission and the executive director of the commission shall report to the chairman of the House and Senate Government Operations Committees before March 31, 1983 on actions taken to implement the provisions of this act. Such report shall include, but not be limited to, the following:

(a) a current organizational chart of the agency and a staffing chart;

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(b) a statement of the responsibilities and duties of each division;

(c) a copy of the agency's compensation-classification plan; and

(d) recommendations for statutory changes necessary to improve the operating efficiency of the agency.

The chairman and executive director of the commission shall, in the interim period between the effective date of this act and March 31, 1983 periodically consult with the chairmen of the House and Senate Government Operations Committees concerning progress made in implementation of this act.

Mr. King (Washington) moved that the Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes	26
Noes	64
Present and not voting	1

Representatives voting aye were: Bell (Knox), Brewer, Buck, Covington, Crain, Davis (Gibson), Davis (Pickett), DeBerry, Disspayne, Ellis, Gaia, Hurley, Jones, Kernell, King (Shelby), Lashlee, Love, McNally, Montgomery, Murphy (Davidson), Murphy (Shelby), Pruitt, Small, Spence, Wheeler and Withers--26.

Representatives voting no were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Davidson, Davis (Hamilton), DePriest, Duer, Duncan, Ford, Frenley, Gill, Harrill, Henry (Roane), Hillis, Hudson, Huskey, Jared, Johnson, Kelley, Kent, King (Washington), McKinney, Martin, Miller, Moore, Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Whitson, Wix, Wolfe, Wood, Work and Yelton--64.

Representative present and not voting was: Robinson (Hamilton)--1.

Thereupon, on motion, Amendment No. 1 was adopted.

Mr. Ellis asked to be recorded as voting "no" on Amendment No. 1.

Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 156 by adding the following new sections immediately preceding the effective date section and by appropriately

renumbering such effective date section:

SECTION ____. Tennessee Code Annotated, Sections 65-336 and 65-434, are amended by deleting the first sentence of each section in its entirety and substituting instead, the following language:

The executive director of the commission is empowered to employ such rate experts, engineers, attorneys, accountants, auditors, inspectors, examiners, clerks, agents or other employees, and assign to them such duties as shall be necessary to enable the commission to fully perform the duties, and to exercise the powers conferred by law upon the commission, subject to its review. Provided, however, the provisions of this section shall not be construed to authorize or to permit such attorneys to file any action or to otherwise appear before any state or federal court without prior approval of the attorney general.

SECTION ____. Tennessee Code Annotated, Section 65-1518, is amended by deleting the first sentence of the second paragraph and by substituting in lieu thereof the following language:

The executive director of the commission is hereby empowered to employ such attorneys, agents or other employees, and assign to them such duties as shall be necessary to enable the commission to fully perform the duties and to exercise the powers conferred by this chapter upon said commission, subject to its review. Provided, however, the provisions of this section shall not be construed to authorize or to permit such attorneys to file any action or to otherwise appear before any state or federal court without prior approval of the attorney general.

On motion, the amendment was adopted.

Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 156 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

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Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 156 by deleting Section 3 which reads as follows:

Section 3. TCA, Section 65-110, is amended by designating the existing language as subsection (a) and by adding the following language as subsection (b):

(b) No member of the Tennessee public service commission shall accept a contribution in excess of one thousand dollars (\$1,000) from any committee or individual to retire the public service commissioner's campaign debt.

On motion, the amendment was adopted.

Mr. Robinson (Davidson) moved to amend as follows:

AMENDMENT NO. 5

Amend Senate Bill No. 156 by deleting Section 2 in its entirety and by substituting instead the following:

Section 2. Tennessee Code Annotated, Section 4-29-205, is amended by adding the following appropriately numbered item:

() Public Service Commission, created by Section 65-101.

On motion, the amendment was adopted.

Mr. Murphy (Davidson) asked to be recorded as voting "no" on Amendment No. 5.

Thereupon, Senate Bill No. 156, as amended, passed its third and final consideration by the following vote:

Ayes	81
Noes	10
Present and not voting	1

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Ellis, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hurley, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington),

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Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wood, Work, Yelton and Mr. Speaker McWherter --81.

Representatives voting no were: Baker, Chiles, Ford, Harrill, Hudson, Kent, Martin, Robinson (Davidson), Spence and Wolfe--10.

Representative present and not voting was: Duncan--1.

A motion to reconsider was tabled.

Mr. McKinney moved that the House reconsider the motion to place House Bill No. 1106 on the Calendar for tomorrow, which motion prevailed.

Mr. McKinney moved that House Bill No. 1106 be considered on today's Calendar, which motion prevailed.

FURTHER CONSIDERATION OF HOUSE BILL NO. 1106

House Bill No. 1106--To enact the "Racing Commission Law of 1981".

Mr. Pruitt moved that House Bill No. 1106 be passed on third and final consideration.

Mr. Kent moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1106 by deleting the words "give bond" from the second sentence of Section 3, and substituting instead the words "post a surety bond executed by the commission and by a surety company authorized to do business in the state".

AND FURTHER AMEND by inserting the following between the first and second sentences of Section 3:

No person who has been convicted of an offense which is punishable as a felony under the laws of this state or any other state shall be appointed to serve as a member of the commission.

On motion, the amendment was adopted.

Mr. Kent moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 1106 by inserting the following language in Section 23 after the words and figures "Section 2-3-204" and before the words "after the.":

at the next special or regular election held in such county

AND FURTHER AMEND by inserting the following language in Section 24 after the words and figures "Section 2-3-204" and before the words "after the":

at the next special or regular election held in such county

On motion, the amendment was adopted.

Mr. Byrd moved to amend as follows:

AMENDMENT NO. 4

Amend House Bill No. 1106 by deleting the words "be divided equally between the county and municipality" in the last sentence of Section 17, substituting instead the words "accrue to the county".

Mr. McKinney moved that the Amendment No. 4 be tabled, which motion prevailed.

Mr. Byrd moved to amend as follows:

AMENDMENT NO. 5

Amend House Bill No. 1106 by inserting in Section 1 (b) the words and figures "but less than six hundred thousand (600,000)" between the words and figures "thousand (400,000)" and "according to".

AND FURTHER AMEND by deleting Section 23 in its entirety and renumbering succeeding sections accordingly and by deleting from Section 1 any reference to Section 23.

Mr. Brewer moved that the Amendment No. 5 be tabled, which motion prevailed.

Mr. Byrd moved to amend as follows:

AMENDMENT NO. 6

Amend House Bill No. 1106 by adding a new section immediately prior to the severability section and renumbering subsequent sections accordingly:

SECTION ____. All additional law enforcement costs generated by this act shall be borne by the state.

Mr. Withers moved that the Amendment No. 6 be tabled, which motion prevailed.

Mr. Turner moved to amend as follows:

AMENDMENT NO. 7

Amend House Bill No. 1106 by inserting in Section 23 the words "upon passage of a resolution by a two-thirds (2/3) majority vote of the county legislative body" between the words "shall be called" and "by the county".

FURTHER AMEND by inserting in Section 24 the words "upon passage of a resolution by a two-thirds (2/3) majority vote of the county legislative body" between the words "shall be called" and "by the county".

Mr. McKinney moved that the Amendment No. 7 be tabled, which motion prevailed.

Mr. Small moved to amend as follows:

AMENDMENT NO. 8

Amend House Bill No. 1106 by deleting from the first sentence of Section 1, subsection (b), the language after the word "counties" and substituting instead the period.

FURTHER AMEND by inserting the following language between the first and second sentences of Section 17:

The licensee shall also reimburse any political subdivision of the state and the state and any wholly owned service company thereof for the actual cost of providing all services for the licensee including but not limited to: law enforcement, fire and ambulance protection, utilities, sanitation, streets, sidewalks and all other services required by the construction, operation, and control of the racetrack.

FURTHER AMEND by deleting the last sentence of Section 17 in its entirety and substituting instead the following:

In all other counties, the money shall be divided equally between the county and municipality wherein the races are conducted. If the races are not conducted in an incorporated city, town, or municipality, the money shall go to the general fund of the county in which the races are located.

FURTHER AMEND by deleting from the first sentence of Section 23 the following language:

"having a population in excess of six hundred thousand (600,000) according to the 1970 federal census of population or any subsequent federal census,"

FURTHER AMEND by deleting from the first sentence of Section 24 the following language:

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"having a population of not less than four hundred thousand (400,000) nor more than six hundred thousand (600,000) according to the 1970 federal census of population or any subsequent federal census,"

Mr. Burnett moved that the Amendment No. 8 be tabled, which motion prevailed by the following vote:

Ayes	71
Noes	16
Present and not voting	2

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Hamilton), DeBerry, DePriest, Disspayne, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sir, Spence, Tanner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--71.

Representatives voting no were: Baker, Byrd, Duncan, Gill, Harrill, Kent, Percy, Shirley, Shockley, Small, Stafford, Stallings, Sterling, Turner, Wallace and Wolfe--16.

Representatives present and not voting were: Starnes and Wood--2.

Mr. McKinney moved that the rules be suspended for the purpose of considering Amendments out of order, which motion prevailed by the following vote:

Ayes	68
Noes	19
Present and not voting	2

Representatives voting aye were: Bell (Knox), Bell (Wilson), Bewley, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Disspayne, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Love, McAfee, McKinney, McNally, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Smith, Spence, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Withers, Wix, Work and Mr. Speaker McWherter--68.

Representatives voting no were: Brewer, Byrd, Davis (Pickett), Duncan, Gill, Harrill, Hillis, Hudson, Kent, Lashlee, Martin, Percy, Richardson, Shirley, Small, Stafford, Sterling, Wolfe and Wood--19.

Representatives present and not voting were: Akard and Whitson--2.

Mr. Shirley moved to amend as follows:

AMENDMENT NO. 9

Amend House Bill No. 1106 by adding the following section immediately before the severability clause section and by renumbering such subsequent sections accordingly:

Section _____. Any race track operated for the purpose of pari-mutuel betting on animal races shall be located not less than fifteen (15) miles from the county courthouse.

Mr. McKinney moved that the Amendment No. 9 be tabled, which motion prevailed.

Mr. Scruggs moved to amend as follows:

AMENDMENT NO. 10

Amend House Bill No. 1106 by adding to the end of the first sentence of subsection (b) of Section 1 after the words "subsequent federal census" the following words and figures:

and to all counties having a population of not less than 319,500 nor more than 400,000 according to the 1980 federal census or any subsequent federal census.

AND FURTHER AMEND by adding to the end of item (1) of subsection (c) of Section 1 the following words and figures:

and includes any county having a population of not less than 319,500 nor more than 400,000 according to the 1980 federal census or any subsequent federal census.

AND FURTHER AMEND by adding to Section 18 the following new subsection:

() Provided, however, in any county having a population of not less than 319,625 nor more than 319,725, 20% of such monies shall be deposited in the general fund of the state; the other 80% shall be divided between the largest municipality in the county and the county, on a proportional population basis.

AND FURTHER AMEND by designating the present language of Section 24 as subsection (a) and adding the following new subsection to Section 24:

() In any county having a population of not less than three hundred nineteen thousand (319,000) nor more than four hundred thousand (400,000) according to the 1980 federal census or any subsequent federal census, both the county legislative body by resolution passed by majority vote and the municipal legislative body by ordinance passed by majority vote, may call a referendum on the question of whether horse racing and/or dog racing with pari-mutuel betting shall be permitted in that county. Upon approval of the county legislative body and the municipal legislative body the county election commission shall, as provided in Tennessee Code Annotated, Section 2-3-204, call an election on the question of whether horse and/or dog racing with pari-mutuel betting shall be permitted in that county.

The question placed on the ballot shall be as follows:

FOR _____ AGAINST _____

AND FURTHER AMEND by adding the following new language to the end of Section 2:

Provided, however, that in counties having a population of not less than 319,000 nor more than 400,000, according to the 1980 federal census or any subsequent federal census, the commission shall consist of five (5) persons who shall be appointed as follows:

Two members shall be appointed by the mayor and shall be confirmed by the municipal legislative body; two members shall be appointed county executive and shall be confirmed by the county legislative body. Such persons so appointed shall serve as commissioners until the appropriate legislative body acts in confirming or refusing to confirm their appointments. One member shall be appointed jointly by the mayor and the county executive who shall be chairman of the commission. Each such member shall be designated as appointed to place #1, #2, #3, #4, or #5, and places #1 and #2 shall be appointed for four (4) years, places #3 and #4 for five (5) years, and place #5 for six (6) years from the effective day of the appointment for the initial term. The term for all five (5) places after the initial term shall be for four (4) years.

On motion, the amendment was adopted.

Mr. Frensley moved to amend as follows:

AMENDMENT NO. 11

Amend House Bill No. 1106 by adding to the end of the first sentence of subsection (b) of Section 1 after the words "subsequent federal census" the following words and figures:

and to all counties having a population of not less than

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58,075 nor more than 58,175 according to the 1980 federal census or any subsequent federal census.

AND FURTHER AMEND by adding to the end of item (1) of subsection (c) of Section 1 the following words and figures:

and includes any county having a population of not less than 58,075 nor more than 58,175 according to the 1980 federal census or any subsequent federal census.

AND FURTHER AMEND by adding to Section 18 the following new subsection:

() In any other county, all such monies shall be deposited in the general fund of such county.

AND FURTHER AMEND by designating the present language of Section 24 as subsection (a) and adding the following new subsection to Section 24:

In any county having a population of not less than fifty-eight thousand seventy-five (58,075) nor more than fifty-eight thousand one hundred seventy-five (58,175) according to the 1980 federal census or any subsequent federal census, the county legislative body by resolution passed by majority vote, may call a referendum on the question of whether horse racing with pari-mutuel betting shall be permitted in that county. Upon approval of the county legislative body the county election commission shall, as provided in Tennessee Code Annotated, Section 2-3-204, call an election on the question of whether horse racing with pari-mutuel betting shall be permitted in that county.

The question placed on the ballot shall be as follows:

Shall _____ County permit parimutuel betting on horse racing?

FOR _____ AGAINST _____

On motion, the amendment was adopted.

Mr. Robertson moved to amend as follows:

AMENDMENT NO. 12

Amend House Bill No. 1106 by deleting Section 18 in its entirety and substituting instead the following:

SECTION ____ . All monies remaining after payment of expenses incurred in the administration of this act, including the payment of the salaries and expenses of members and employees of the

commission shall be apportioned between the state and local governments in the following manner:

(a) Fifty percent (50%) shall be retained by or paid to the county wherein the race track is located.

(b) Fifty percent (50%) shall be paid to the state to be apportioned as provided in Tennessee Code Annotated, Section 67-24-102, relative to the proration of payments in lieu of taxes by the Tennessee Valley Authority.

Mr. McKinney moved to amend Amendment No. 12 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 12

Amend Amendment No. 12 as follows:

Section (A)

after the word county insert "and city"

On motion, Amendment No. 1 to Amendment No. 12 was adopted.

Thereupon, Amendment No. 12, as amended, was adopted.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 13

Amend House Bill No. 1106 by adding the following to the end of the first paragraph of Sections 23 and 24:

Before the county election commission shall call a referendum, the local governing body of the county must call for such a referendum by a resolution passed by a majority of the body.

On motion, the amendment was adopted.

Mr. Byrd moved to amend as follows:

AMENDMENT NO. 14

Amend House Bill No. 1106 by deleting the language of Section 23 which reads "The County Election Commission shall place on the ballot the following question" and by substituting in lieu thereof "The County Election Commission shall place on the ballot the following questions".

AND FURTHER AMEND by adding the following language to the end of Section 23:

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Shall ___ County permit parimutuel betting on cockfighting?

FOR ___ AGAINST ___

Shall ___ County permit casino gambling?

FOR ___ AGAINST ___

Shall ___ County permit gambling on jai alai mat ches?

FOR ___ AGAINST ___

Shall ___ County conduct a weekly county-wide lottery?

FOR ___ AGAINST ___

Shall ___ County permit a Pin-ball gambling?

FOR ___ AGAINST ___

Mr. Murphy (Shelby) moved that the Amendment No. 14 be tabled, which motion prevailed.

Mr. Byrd moved to amend as follows:

AMENDMENT NO. 15

Amend House Bill No. 1106 by deleting the fourth, fifth and sixth sentences of Section 2 in their entirety and substituting instead the following:

The commission shall consist of three (3) persons who shall be appointed by the governor. Such appointments shall be confirmed by joint resolution of the general assembly. Such persons so appointed shall serve as commissioners until the general assembly acts in confirming or refusing to confirm the appointments.

Mr. McKinney moved that the Amendment No. 15 be tabled, which motion prevailed.

Mr. Martin moved to amend as follows:

AMENDMENT NO. 16

Amend House Bill No. 1106 by adding between the first and second sentences of Section 6 the following new sentences:

Provided, however, that any such legal counsel employed by the racing commission shall not be so employed if such counsel shall have represented any person, association or corporation which has been granted a license under this act or if he shall have represented any concessionaire which operates a concession on any

track premises licensed in this state, in any legal capacity or matter, during the two (2) years prior to his employment by the commission. Provided further that any such legal counsel employed by the racing commission shall be prohibited from representing any person, association or corporation which has been granted a license under this act and shall also be prohibited from representing any concessionaire which operates a concession on any licensed track premises in this state, in any legal capacity or matter for a period of two years after the termination of his employment with the racing commission.

is amended by adding the following new section after Section 7 and renumbering subsequent sections accordingly:

SECTION ____.

(a) It shall be unlawful for any public official or public employee or a member of his immediate family to have any personal financial interest in any race track or race meeting licensed by the commission, nor shall such public official or public employee or a member of his immediate family have any direct or indirect interest, financial or otherwise, in any real property or concessionaire activities, which property or activities may be a part of or located on the racing complex, nor shall such public official or public employee or a member of his immediate family race animals in any race meeting licensed by the commission.

(b) It shall be unlawful for any public official or public employee or a member of his immediate family to represent any race track or race meeting interest as a lobbyist or legal counsel.

(c) The provisions of subsections (a) and (b) shall continue to be applicable respectively to any public official or public employee or member of his immediate family for two (2) years after such public official ceases to hold office or such public employee ceases to be employed by the state or its political subdivisions.

(d) Any public official or public employee or member of his immediate family violating the provisions of this section shall be deemed guilty of a felony.

(e) Mandatory ouster proceedings shall be instituted by the state attorney general against any public official whenever such public official or member of his immediate family is convicted of violating the provisions of this section.

(f) For purposes of this section the following definitions shall apply:

(1) "Immediate family" means a spouse residing in the public official's or public employee's household and dependent children.

(2) "Public employee" means any individual who receives compensation from the state or any political subdivision thereof.

(3) "Public official" means an elected or appointed official in the executive, legislative, or judicial branch of the state or any political subdivision thereof.

by deleting from Section 7(3) (d) the words and punctuation "or if the owner is a corporation, the names of the officers and directors thereof;" and substituting instead the following:

or if the owner is a corporation, the names of the officers and directors thereof, and the names of shareholders who own five percent (5%) or more of stock in such corporation;

by deleting from the first paragraph of Section 12 the words and figures "one thousand dollars (\$1,000)" and substituting instead the words and figures "ten thousand dollars (\$10,000)".

by deleting from the first sentence of the second paragraph of Section 12 the following words and punctuation:

"It shall be unlawful for any member of the commission or any licensee under this act, directly or indirectly,"

and substituting instead the following:

It shall be unlawful for any member of the commission or his immediate family or any licensee under this act or his immediate family, and if the licensee shall be a corporation any director or officer or shareholder owning five percent (5%) or more of stock in such corporation or any members of their respective immediate families, directly or indirectly,

AND FURTHER AMEND by adding after the first sentence and before the second sentence of the second paragraph of Section 12, the following new sentence:

For purposes of this section the following definitions shall apply: (1) "Immediate family" means a spouse residing in the person's household and dependent children; (2) Person means a member of the commission and/or and officer, director or shareholder of a corporation

is amended by adding in Section 5 after the words "all license fees," and before the words "taxes and monies" the words and punctuation "investigation fees,".

AND FURTHER AMEND by deleting the first sentence of Section 13 in its entirety and substituting instead the following:

The commission shall utilize and employ the Tennessee Bureau of Investigation to perform background investigations on applicants or stockholders and directors of any applicant. The commission shall promulgate necessary rules and regulations to establish the following: (a) Criteria and guidelines the Tennessee Bureau of Investigation should comply with when performing background investigations on applicants or stockholders and directors of any applicant; (b) An investigation fee, which fee will be in such an amount to cover the necessary costs for the Tennessee Bureau of Investigation to conduct the background investigations. Such fee shall be payable prior in time to the commencement of the investigation and shall be remitted as provided for in Section 5 of this act.

by deleting from the first sentence of Section 17 the words "the sole tax charged against the licensee and".

AND FURTHER AMEND Section 17 by adding the following sentence between the first and second sentences of the section:

If the property on which the race track is located is exempt from property taxation then such licensee shall pay to the county and/or city government a payment in lieu of taxes equivalent to the property tax if such property were not so exempted.

by deleting from the first sentence of Section 23 the punctuation and words ", as provided in Tennessee Code Annotated, Section 2-3-204" and substituting instead the following: "at the next regular August election".

is amended by deleting the last sentence of Section 3 in its entirety and substituting instead the following:

A member of the racing commission, or his immediate family, must not be an official, member of any board of directors, or person financially interested in any race track or race meeting licensed by the commission, nor shall such member or his immediate family have any direct or indirect interest, financial or otherwise, in any real property or concessionaire activities which property or activities may be a part of or located on the racing complex, nor shall such member of his immediate family race animals in any race meeting licensed by the commission. For purposes of this section, "immediate family" means a spouse residing in the member's household and dependent children. Any person violating the provisions of this section shall be deemed guilty of a felony.

Mr. Lashlee moved to amend Amendment No. 16 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 16

Amend Amendment No. 16 by adding a new section to the number

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accordingly to read that the T.B.I. do a thorough investigation on all commissioned members so appointed to be the commission board.

On motion, Amendment No. 1 to Amendment No. 16 was adopted.

Thereupon, Amendment No. 16, as amended, was adopted.

Mr. Rhinehart moved that previous question, which motion prevailed by the following vote:

Ayes	75
Noes	12

Representatives voting aye were: Akard, Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Disspayne, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Spence, Stallings, Starnes, Tanner, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Yelton and Mr. Speaker McWherter--75.

Representatives voting no were: Byrd, Davis (Pickett), Duncan, Gill, Kent, Percy, Small, Smith, Sterling, Turner, Wolfe and Wood--12.

A motion to reconsider was tabled.

Mr. Byrd moved that the House adjourn until tomorrow, which motion failed.

Thereupon, House Bill No. 1106, as amended, passed its third and final consideration by the following vote:

Ayes	50
Noes	46
Present and not voting	2

Representatives voting aye were: Bell (Knox), Bell (Wilson), Brewer, Burnett, Carter, Clark (Davidson), Covington, Crain, Davidson, DeBerry, Disspayne, Ellis, Frensley, Gaia, Henry (Roane), Hudson, Jared, Johnson, Jones, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Robinson (Davidson), Scruggs, Severance, Sir, Smith, Spence, Tanner, Ussery, Webb, Wheeler, Withers, Work and Mr. Speaker McWherter--50.

Representatives voting no were: Akard, Baker, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Davis

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(Gibson), Davis (Hamilton), Davis (Pickett), Dills, Duer, Duncan, Ford, Gill, Harrill, Hillis, Hurley, Huskey, Kelley, Kent, McAfee, Montgomery, Percy, Rhinehart, Richardson, Robertson, Robinson (Washington), Shirley, Shockley, Small, Stafford, Stallings, Starnes, Sterling, Turner, Wallace, Whitson, Wix, Wolfe, Wood and Yelton--46.

Representatives present and not voting were: DePriest and Robinson (Hamilton)--2.

A motion to reconsider was tabled.

Senate Bill No. 2015--To reorganize Uniform Administrative Procedures Act.

Mr. Davis (Hamilton) moved that Senate Bill No. 2015 be passed on third and final consideration.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2015 by adding the following as new, appropriately-numbered sections:

SECTION (). Tennessee Code Annotated, Section 4-5-102, is amended by deleting the words "or prescribes" from the first sentence of subsection (7).

SECTION (). Tennessee Code Annotated, Section 4-5-102, is amended by adding the following language between the first and second sentences of subsection (7):

A "Rule" shall not have the force and effect of law and shall not be binding on any person affected by it, provided, that the rule shall be effective against the agency promulgating the rule, and such agency shall be estopped from taking any action inconsistent with the rule.

Mr. Davis (Hamilton) moved that the Amendment No. 1 be tabled, which motion prevailed.

Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 2015 by inserting the following language as a new section immediately preceding Section 67 and by appropriately renumbering Sections 67 and 68 as Section 68 and 69 respectively.

Section ____.

(a) Tennessee Code Annotated, Title 4, Chapter 5, is

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amended by adding the following language as a new section to be designated as Tennessee Code Annotated, Section 4-5-225:

(1) Notwithstanding any other provision of law to the contrary, any rule filed in the office of the Secretary of State after July 1, 1982, shall expire June 30 of the year following the year of its filing unless legislation is enacted to delete the expiration date of such rule herein provided. Any rule or amendment to a rule filed prior to July 1, 1982, shall expire in accordance with the schedule established in subsection (a) (2) unless legislation is enacted to delete the expiration date provided for such rule.

(2) Agency rules, identified by the rule control number used in the official compilation of Rules and Regulations of the State of Tennessee, published by the Secretary of State, shall expire in accordance with the following schedule:

(A) Rules 0000-0379 on July 1, 1983;

(B) Rules 0380-1199 on July 1, 1984;

(C) Rules 1200-1499 on July 1, 1985;

(D) Rules 1500-End on July 1, 1986.

(3) Prior to expiration of any rule pursuant to the provisions of this act, such rule shall be reviewed by the appropriate standing committee of the senate and by the appropriate standing committee of the house of representatives, as determined by the respective speakers, or; alternatively, at the discretion of the chairman of either of such committees, such rule shall be reviewed by a subcommittee of such standing committee. Members of the appropriate standing committees shall serve as members of such standing committees until their successors are duly appointed, provided such members remain members of the general assembly. Any member of either such committee who ceases to be a member of the general assembly shall cease to be a member of the standing committee on the same date his membership in the general assembly ceases, as provided in the Constitution of the state of Tennessee. In the event a majority of the membership of either standing committee shall cease to be members of the general assembly, the speaker of the house of representatives or the speaker of the senate, as the case may be, shall designate an appropriate number of members to serve interim appointments until the standing committee is reconstituted.

(4) In conducting the review required by subsection (a) (3), the committees or subcommittees shall hold at least one public hearing to receive testimony from the public and from the administrative head of the agency. At such hearing the agency shall have the burden of demonstrating that consideration of the factors enumerated in (a) (5) justify the continued existence of an agency rule. Notice of the time and place of the public hearing shall be published in the Tennessee Administrative Register at least thirty (30) days prior to the hearing.

(5) In conducting the review of agency rules the committees or subcommittees shall consider the following factors:

- (A) Necessity
- (B) Authority
- (C) Clarity
- (D) Consistency
- (E) Reference

(6) As used in subsection (a) (5), the term:

(A) "Necessity" shall mean the need for and usefulness of a regulation as dictated by public policy considerations;

(B) "Authority" shall mean provisions of law which permits or obligate the agency to adopt, amend or repeal a regulation;

(C) "Clarity" shall mean the grammatical and structural soundness of a rule which tends to insure that the rule will be easily understood by those persons directly affected by such rule;

(D) "Consistency" shall mean the quality of being in harmony with, and not in conflict with or contradictory to, existing provisions of laws;

(E) "Reference" shall mean the statute, court decision or other provision of law which the agency implements, interprets or makes specific by adopting, amending or repealing a regulation.

(7) Nothing contained within the provisions of this act shall be construed to prohibit the general assembly by legislative enactment from directly or

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indirectly repealing or altering any rule at a date earlier than the expiration date provided for such rule by the provisions of this section.

(8) The committee or subcommittee shall have authority to hold hearings, subpoena records, documents and persons and to exercise all powers otherwise vested upon committees of the general assembly by the provisions of Tennessee Code Annotated, Title 3, Chapter 3, and by the rules of the appropriate house.

(b) The Tennessee Code Commission is hereby requested to insert the following catchline immediately preceding the substantive language of Tennessee Code Annotated, Section 4-5-225:

"Expiration of Rules".

AND FURTHER AMEND by deleting subsection 14(a) (4) (c) and by renumbering subsection (a) (4) (d) as (a) (4) (c).

AND FURTHER AMEND by deleting in Section 14 (a) (5) the word, symbols and letter "subsection (e)" and by substituting in lieu thereof the word, symbols and letter "subsection (d)".

AND FURTHER AMEND by deleting in Section 14 (a) (6) the word, letters, and symbols "(d), and (e)," and by substituting in lieu thereof the word, letters, and symbols", and (d),".

AND FURTHER AMEND by deleting Section 16 in its entirety and by substituting in lieu thereof the following language:

Section 16. Tennessee Code Annotated, Title 4, Chapter 5, is amended by adding the following language as a new section to be designated as Tennessee Code Annotated, Section 4-5-207:

No rule shall become effective until approved by the attorney general pursuant to the provisions of Section 4-5-211 and filed in the office of the secretary of state pursuant to the provisions of Section 4-5-206. Further, no rule, unless filed as an emergency rule pursuant to the provisions of Section 4-5-208 or filed as a public necessity rule pursuant to the provisions of Section 4-5-209, shall become effective until the expiration of the thirty (30) day period immediately following the filing of the original of such rule in the office of the secretary of state.

AND FURTHER AMEND by deleting the language of Section 18 (a) (1) and by substituting in lieu thereof the following language:

(1) by deleting from subsection (a) all language preceding the colon ":", and by substituting in lieu thereof the following language:

Notwithstanding any provision of this chapter to the contrary, a rule, upon receiving approval of the attorney general and upon being filed with the secretary of state, may become effective immediately or within a period of time less than the period required by this chapter for regular rule making procedures, if the agency finds and files a written statement of reasons with the rule specifying that:

AND FURTHER AMEND by deleting the semi-colon ";" at the end of subsection 18 (a) (1) and by substituting in lieu thereof the following language:

and by deleting the language of subsection (a) (4) in its entirety;

AND FURTHER AMEND by deleting the language of Section 19 in its entirety and by substituting in lieu thereof the following language:

Section 19. Tennessee Code Annotated, Section 4-5-132 is repealed.

AND FURTHER AMEND By deleting the language of Section 21 in its entirety and by substituting in lieu thereof the following language:

Section 21. Tennessee Code Annotated, Section 4-5-104 is amended by deleting subsection (h) in its entirety.

AND FURTHER AMEND by deleting Section 22 in its entirety and by substituting in lieu thereof the following language:

Section 22. Tennessee Code Annotated, Section 4-5-129 is repealed in its entirety.

AND FURTHER AMEND by deleting the language of Section 23 (a) (1) in its entirety and substituting the following:

(1) by deleting the first sentence of subsection (i) and by substituting instead the following:

A rule may be withdrawn by the agency proposing such rule at any point prior to the effective date of the rule.

AND FURTHER AMEND by deleting Section 24 (a) (1) in its entirety and by substituting in lieu thereof the following:

(1) by deleting subsection (j) in its entirety and substituting instead the following:

Prior to the effective date of a rule, the agency proposing such rule may stay the running of the thirty (30) day period required by Section 4-5-207 for a period of time not to exceed sixty (60) days. Such stay shall become

effective at such time as the agency files written notice with the secretary of state and shall specify the length of the effectiveness of the stay. Prior to the expiration date of the stay such stay may be withdrawn by the agency. Withdrawal or expiration of the stay shall reactivate the running of the balance of the thirty (30) day period which remained upon the date the stay was filed.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2015, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

A motion to reconsider was tabled.

House Bill No. 1563--To define blighted areas.

On motion, House Bill No. 1563 was made to conform with Senate Bill No. 1506.

On motion, Senate Bill No. 1506, on same subject, was substituted for House Bill No. 1563.

Ms. Bell (Knox) moved that Senate Bill No. 1506 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	5

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett),

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DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --91.

Representatives voting no were: Dills, Scruggs, Small, Smith and Spence--5.

A motion to reconsider was tabled.

House Bill No. 1726--To authorize additional deductions, state employees.

On motion, House Bill No. 1726 was made to conform with Senate Bill No. 1751.

On motion, Senate Bill No. 1751, on same subject, was substituted for House Bill No. 1726.

Mr. Rhinehart moved that Senate Bill No. 1751 be passed on third and final consideration.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1751 is amended by adding the following sentence at the conclusion of Section 1:

"Provided, however, that no deduction shall be permitted for products, services or programs which, in the opinion of the Commissioner of Finance and Administration, duplicates products, services or programs already offered by the State."

Mr. Rhinehart moved that the Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	55
Noes	36
Present and not voting	1

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Covington, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Gaia, Hillis, Hudson, Jared, Johnson, Kernell, King (Shelby), King (Washington),

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Lashlee, Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Sir, Spence, Tanner, Wallace, Wheeler, Withers, Work, Yelton and Mr. Speaker McWherter--55.

Representatives voting no were: Baker, Bewley, Carter, Chiles, Copeland, Duer, Duncan, Ford, Frensley, Gill, Harrill, Henry (Roane), Hurley, Huskey, Jones, Kelley, Kent, McAfee, McNally, Martin, Montgomery, Moore, Percy, Robertson, Severance, Shockley, Small, Smith, Stafford, Stallings Sterling, Ussery, Webb, Whitson, Wolfe and Wood--36.

Representative present and not voting was: Crain--1.

Thereupon, Senate Bill No. 1751, passed its third and final consideration by the following vote:

Ayes	64
Noes	34

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspane, Ellis, Gaia, Gill, Hillis, Hurley, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Shockley, Sir, Spence, Stallings, Starnes, Tanner, Turner, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--64.

Representatives voting no were: Bell (Knox), Bewley, Carter, Chiles, Clark (Sumner), Copeland, Duer, Duncan, Ford, Frensley, Harrill, Henry (Roane), Hudson, Huskey, Kent, McAfee, McNally, Martin, Montgomery, Moore, Percy, Robertson, Robinson (Washington), Scruggs, Small, Smith, Stafford, Sterling, Ussery, Wallace, Webb, Whitson, Wolfe and Wood.--34.

A motion to reconsider was tabled.

Mr. Rhinehart moved that the rules be suspended for the purpose of introducing House Resolution No. 147 out of order, which motion prevailed.

House Resolution No. 147--Relative to recalling HB 1457 from Governor's office--By Rhinehart.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Rhinehart, the resolution was adopted.

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A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 642

Senate Bill No. 642--To enact General Sessions Criminal Court Act of 1981.

Mr. Turner moved that Senate Bill No. 642 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 7

Amend Senate Bill No. 642 by deleting the second sentence of House Amendment #2 in its entirety and substituting instead the following;

When court convenes each morning, the prosecuting attorney shall announce to the court the cases in which the defendant wished to enter a guilty plea.

FURTHER AMEND by adding the following language to the end of House Amendment #2:

If any division assigned to accept guilty pleas completes the disposition of all such cases transferred to it, such division shall then commence to accept and hear contested cases from the other divisions.

FURTHER AMEND by deleting Section 4 in its entirety and substituting instead the following:

(a) The general sessions court divisions created by this act shall be criminal divisions and shall have the same jurisdiction, powers and authority exercised by the present divisions of the county general sessions court in criminal cases. Such jurisdiction, powers and authority shall vest in such additional divisions on September 1, 1982.

(b) The presiding or senior judge of the criminal courts in any county to which this act applies, shall, whenever the criminal caseload in such county warrants, or whenever a majority of the judges hearing criminal cases in such county petitions him to do so, designate divisions of the general sessions court hearing civil cases to hear criminal cases until the caseload is sufficiently reduced.

(c) The Executive Secretary of the Tennessee Supreme Court shall, upon the request of the County Commission of any county to which this act applies, temporarily assign one (1) or more general sessions court judge assigned to the criminal division to sit as judge of a Special Division of the Criminal Court of any

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county to which this act applies. When so sitting as judge of a Special Division of Criminal Court, such judge shall have the same jurisdiction, powers, and authority as a Criminal Court judge in such county.

FURTHER AMEND by deleting the amendatory language of House Amendment #4 and substituting instead the following:

Any judge of any court created by this act who fails to abide by the provisions of this act shall be guilty of a misdemeanor in office and punished accordingly.

And further amend by deleting Section 11 and by inserting therein the following language:

The compensation of such judges shall be the same as that provided by law for judges of the courts of general sessions of any county having a metropolitan form of government and shall be paid in equal monthly installments out of the general fund of the county.

FURTHER AMEND by adding the following new section:

SECTION ____. The clerk of any general sessions court to which this act applies shall receive a base salary of fifty thousand dollars (\$50,000) per annum and shall receive the same adjustment to such base salary as is provided by law for other county officials in any county to which this act applies.

On motion, the amendment was adopted.

Mr. Brewer moved to amend as follows:

AMENDMENT NO. 8

Amend Senate Bill No. 642 by adding the following new section before the effective date Section:

SECTION ____. Notwithstanding any other provisions of law or private act to the contrary, the method of adjusting the base salary of a general sessions judge shall be established by Tennessee Code Annotated, Section 8-23-103, and shall be the exclusive method by which such salary is adjusted during such judge's term of office and this section shall be construed as repealing any other method of adjusting general sessions judges salaries provided by general law or private act.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 642, as amended, passed its third and final consideration by the following vote:

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Ayes	91
Noes	0
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--91.

Representatives present and not voting were: Naifeh and Sterling--2.

A motion to reconsider was tabled.

House Bill No. 1805--To amend Title 64, Chapter 11, Code.

On motion, House Bill No. 1805 was made to conform with Senate Bill No. 1639.

On motion, Senate Bill No. 1639, on same subject, was substituted for House Bill No. 1805.

Mr. Murphy (Davidson) moved that Senate Bill No. 1639 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

On motion, Senate Bill No. 1584 was recalled from the Committee on Education.

House Bill No. 2139--To regulate meetings, local boards of education.

On motion, House Bill No. 2139 was made to conform with Senate Bill No. 1584.

On motion, Senate Bill No. 1584, on same subject, was substituted for House Bill No. 2139.

Mr. Pickering moved that Senate Bill No. 1584 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	11

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Ellis, Ford, Gaia, Gill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--87.

Representatives voting no were: Duer, Duncan, Frensley, Harrill, Kent, McAfee, Murray, Robertson, Small, Stafford and Wolfe--11.

A motion to reconsider was tabled.

Mr. Richardson moved that House Bill No. 2306 be placed on the Calendar for Thursday, April 8, 1982 which motion prevailed.

House Bill No. 1586--To amend Title 55, Chapter 10, Code.

On motion, House Bill No. 1586 was made to conform with Senate Bill No. 1657.

On motion, Senate Bill No. 1657, on same subject, was substituted for House Bill No. 1586.

Mr. Davis (Pickett) moved that Senate Bill No. 1657 be passed on third and final consideration.

Mr. Carter moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1657 by adding the following language as a new section immediately preceding the effective date section and by appropriately renumbering such effective date section:

Section _____. Tennessee Code Annotated, Section 55-10-403(f) is amended by adding the following sentence to the end of the subsection:

The provisions of this subsection shall also apply to any counties having a population of not less than 24,230 nor more than 24,245 according to the 1980 Federal census or any subsequent federal census.

On motion, the amendment was adopted.

Mr. Frensley moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1657 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. The provisions of Tennessee Code Annotated, Section 55-10-403(f), shall also apply in counties having a population of

not less than	nor more than
67,300	67,400
14,940	15,000
74,500	74,600
58,075	58,175

according to the 1980 federal census of population or any subsequent federal census.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1657, as amended, passed its third and final consideration by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

House Bill No. 2333--To provide funds, medically indigent, Obion County.

Mr. Tanner moved that House Bill No. 2333 be passed on third and final consideration.

Mr. Tanner moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2333 by adding the following new section at the appropriate place and renumbering the affected sections accordingly:

Section 2. The Board of Hospital Governors must present an annual budget setting forth the amount of income from the trust anticipated for the next fiscal year and the proposed expenditures in accordance with this act to the Obion County Commission at the same time all other departments, boards and commissions of county government present their budgets to the Obion County Commission. Within a reasonable time after such presentation, the Obion County Commission must approve the budget of the Board of Hospital Governors if it is in accordance with this act and appropriate the anticipated income from the trust to assist the medically indigent of Obion County. Neither the corpus or income of this trust may be used for any purpose other than that set forth in this act.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2333, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 2338--To make certain provisions, General Sessions Court, Carter County.

Mr. Percy moved that House Bill No. 2338 be passed on third and final consideration.

Mr. Percy moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2338 by deleting Sections 1 through 6 in their entirety and substituting instead the following new sections:

SECTION 1. The chancery court in Carter County shall, as provided in Tennessee Code Annotated, Section 16-16-201 (a), have exclusive jurisdiction over the probate of wills and the administration of estates, and all matters relating thereto which were formerly vested in the county court or the county judge.

SECTION 2. The County Clerk of Carter County shall be the sole county official authorized and empowered to grant letters of administration and letters testamentary, appoint administrators and executors, receive and adjudicate all claims, probate wills in common form, determine allowances to the surviving spouse and family of the deceased, preside over the assignment of homestead, take and state all accounts and settlements, subject to the approval of the chancellor, direct and approve final distributions, and hear and determine all probate matters whether herein enumerated or not. The chancellor shall hear all probates in solemn form and may hear such other probate matters as he may deem proper. Probate-related actions taken by the county clerk shall be subject to review by the chancellor by simple motion, petition or filing of exceptions as may be appropriate.

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Carter County before September 1, 1982. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the Secretary of State.

SECTION 4. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective on September 1, 1982, if approved as provided in Section 3.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2338, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett),

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A motion to reconsider was tabled.

Mr. Miller moved that House Bill No. 1497 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

Mr. Starnes moved that House Bill No. 1791 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

House Bill No. 2252--To amend Section 3-1-103, Code.

Mr. Burnett moved that House Bill No. 2252 be passed on third and final consideration.

Mr. Burnett moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2252 by deleting Sections 1 and 2 in their entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 3-1-103, is amended by deleting subsection (b) and by substituting instead the following:

(b) "Commission district" means the political subdivisions of counties from which members of the county legislative body are elected and shall refer to such districts as they existed on July 1, 1981, except as follows:

- (1) Cannon County, October 31, 1981;
- (2) Grainger County, October 31, 1981;
- (3) Humphreys County, February 28, 1982;
- (4) Lawrence County, October 31, 1981;
- (5) Meigs County, November 30, 1981;
- (6) Putnam County, October 31, 1981;

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- (7) Scott County, March 15, 1982;
- (8) Smith County, January 31, 1982;
- (9) Stewart County, February 28, 1982;
- (10) Williamson County, December 31, 1981;
- (11) Wilson County, November 30, 1981; and
- (12) McNairy County, April 6, 1982.

SECTION 2. Tennessee Code Annotated, Section 3-1-103, is amended by deleting subsection (c) and by substituting instead the following:

(c) All voting wards, voting precincts and voting districts are those in existence as of July 1, 1981, except as follows:

- (1) Anderson County, March 31, 1982;
- (2) Campbell County, March 31, 1982;
- (3) Carter County, February 28, 1982;
- (4) Cumberland County, January 31, 1982;
- (5) Grainger County, October 31, 1981;
- (6) Greene County, January 31, 1982;
- (7) Jefferson County, November 30, 1981;
- (8) Knox County, March 24, 1982;
- (9) Roane County, December 31, 1981;
- (10) Shelby County, March 13, 1981;
- (11) Sullivan County, December 31, 1981;
- (12) Washington County, February 28, 1982;
- (13) Wilson County, November 30, 1981; and
- (14) McNairy County, April 6, 1982.

SECTION 3. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the First state representative district and by substituting instead the following:

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First: In Sullivan County, the following voting precincts: 1, 2HV, 2VP, 3, 4A, 5N, 5S, 6, 17R, 17W, 17C, 17E, 17S, 19F, 19H, 21 and 22.

SECTION 4. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Second state representative district and by substituting instead the following:

Second: In Sullivan County, the following voting precincts: 11CG, 11W, 11C, 11E, 11S, 11AJ, 11R, 11D, 11J, 11G, 12CB, 12OK, 12WV, 12BR, 12LG, and that portion of voting precinct 7 lying within the boundaries of the corporate limits of the city of Kingsport.

SECTION 5. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Third State representative district and by substituting instead the following:

Third: In Sullivan County, the following voting precincts: 40S, 8, 9, 10BD, 10OR, 13LI, 13C, 14MP, 14CH, 16CG, 16BC, 18, 20, all of voting precinct 7 not included within the boundaries of state representative district 2, and that portion of voting precinct 13P northeast of a line running northwest along Cox Hollow Road from its intersection with the southern boundary of voting precinct 13P to its intersection with Rock Springs Road, then northwest along Rock Springs Road to its intersection with the boundary of voting precinct 13P.

SECTION 6. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fifth state representative district and by substituting instead the following:

Fifth: All of Unicoi County. All of Sullivan County not included in state representative districts 1, 2 and 3. In Carter County, the following voting precincts: Little Milligan, Elk Mills, Hampton, Roan Mountain, Tiger Valley, and Gap Creek. In Greene County, the following voting precincts: 1, 2, 14, 15, 17, 18 and 22. In Washington County, enumeration district 704.

SECTION 7. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Seventh state representative district and by substituting instead the following:

Seventh: In Carter County, the Milligan-Pinecrest voting precinct. In Washington County, the following voting precincts: 8-13, 9-1, 9-2, 9-3, 9-4, 9-5, 9-6, 9-7A(O),

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9-7A(1), 9-7B(O), 9-7B(1), 9-7K, 9-8, 9-9, 9-10F, 9-10N, 9-11 and 10-12.

SECTION 8. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Ninth state representative district and by substituting instead the following:

Ninth: All of Hawkins County. In Grainger County, commission district 5.

SECTION 9. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Eleventh state representative district and by substituting instead the following:

Eleventh: All of Cocke County except enumeration districts 66, 68 and 69. In Jefferson County, the following voting precincts: Maury Middle, White Pine, Jefferson Middle School, Swannsylvania/Chestnut Hill, Talbott and Bales Memorial Library.

SECTION 10. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Twelfth state representative district and by substituting instead the following:

Twelfth: In Blount County, the following voting precincts: Forrest Hill, Rush Strong, Happy Valley, Lanier, Big Springs, Townsend County, Townsend City, Walland, Chilhowee View, Oak View and Shooks Gap. In Sevier County, all of Dunn Creek Census Division, all of Gatlinburg Census Division, all of Wear Valley Census Division, that portion of Pigeon Forge City within the boundaries of the Sevierville Census Division, Block Groups 3 and 4 of the Sevierville Census Division and enumeration districts 459, 458U, 458T, 456U, 457, 456T, 471, 470A, 470B, 469, 468D, 466 and 462.

SECTION 11. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Thirteenth state representative district and substituting instead the following:

Thirteenth: The following voting wards and voting precincts in Knox County: Voting wards 11E, 11W, 13, 15E, 7, 30, 16N, 16S, 17E, 17W, 18, 19 S.H., 19 F.H., 20, 33 and 32; and voting precinct Ellistown.

SECTION 12. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Fourteenth state representative district and substituting instead the following:

Fourteenth: The following voting wards and voting precincts in Knox County: Voting wards 24, 24N, 24S, 47, 48, 49, 50S and 51; and voting precincts Farragut Ward 1, Farragut Ward 2, South Cedar Bluff, Hardin Valley and Concord.

SECTION 13. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Fifteenth state representative district and substituting instead the following:

Fifteenth: The following voting wards and voting precincts in Knox County: 6, 9, 10N, 10S, 12, 14E, 14M, 15W, 21, 23N, 23S, 26E, 26W and 29; and voting precinct Huffs.

SECTION 14. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Sixteenth state representative district and by substituting instead the following:

Sixteenth: The following voting wards and voting precincts in Knox County: Voting wards 35, 36, 37 and 38; and voting precincts Karns, Powell, Dante, Brickey, Pedigo, Heiskell and Hills. In Anderson County as follows: Beginning at a point on the Knox County and Anderson County lines, said point being the intersection of the high ridge line of Bull Run Ridge; then west along the high edge line of Bull Run Ridge approximately ten thousand two hundred (10,200) feet to its intersection with U.S. Highway 25; then south along the central line of U.S. Highway 25; then west approximately two thousand seven hundred (2,700) feet to the intersection of U.S. Highway 25 and Bull Run Creek; then west along the center of Bull Run Creek approximately twenty-four thousand (24,000) feet to its intersection with the Clinch River; then west along the center line of the Clinch River approximately one thousand five hundred (1,500) feet to an intersection of the Knox County and Anderson County lines; then east and north along the Knox County and Anderson County lines back to the point of origin.

SECTION 15. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Seventeenth state representative district and substituting instead the following:

Seventeenth: The following voting wards and voting precincts in Knox County: Voting wards 25F, 25V, 27 and 28; and voting precincts Rocky Hill, Bluegrass, Gap Creek, Hopewell, Bonny Kate, Mt. Olive, Vestal and Kings. In Blount County, voting precincts Chandler Station and Mentor.

SECTION 16. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Eighteenth state representative district and substituting instead the following:

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Eighteenth: The following voting wards and voting precincts in Knox County: voting wards 39, 40, 41, 42, 43, 44, 45, 46 and 50N; voting precincts Lonas, North Cedar Bluff, Ball Camp and Solway.

SECTION 17. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Nineteenth state representative district and substituting instead the following:

Nineteenth: The following voting wards and voting precincts in Knox County: Voting wards 31, 34 and that portion of voting ward 32 within the boundaries of Block Group 5 of census tract 31; blocks 302 and 303 of census tract 52.02; blocks 209, 210, 225, 416, 418, 427 and 428 of census tract 32 and all such census areas shall be included in and made a part of voting ward 31; voting precincts Thorngrove, Dora Kennedy, Riverdale, Ramsey, Carter, Sunnyview, Skaggston, Ritta, Corryton, Gibbs, Halls, Fort Sumter and Shannondale.

SECTION 18. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting from the description of the Twentieth state representative district, the words "Chilhowee View" and substituting instead the word "Hubbard".

SECTION 19. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Twenty-first state representative district and by substituting instead the following:

Twenty-first: All of Loudon County. In Meigs County commission districts 4 and 5. In McKinn County, enumeration districts 401, 402, 403 and 407. In Blount County, the following voting precincts: Louisville, Miser Station, Friendsville City, Friendsville County, Alnwick and Bungalow County.

SECTION 20. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Twenty-sixth state representative district the words "All of Meigs County except for the Ten Mile Census Division" and by substituting instead the words "All of Meigs County not included in state representative district 21."

SECTION 21. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-second state representative district and substituting instead the following:

Thirty-second: All of Roane County not included in state representative districts 33 and 39. All of Morgan County not included in state representative district 41.

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SECTION 22. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-third state representative district and by substituting instead the following:

Thirty-third: In Roane County census precinct 6. In Campbell County, voting precincts Clinchmore, Carryville 1, Ridgewood and Oak Grove, and Pinecrest and Jacksboro Station. In Anderson County, voting precincts Oak Ridge, Norwood, Rosedale, Briceville, Dutch Valley, Claxton and Marlow, and that part of Claxton not included in state representative district 16.

SECTION 23. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-fourth state representative district and substituting instead the following:

Thirty-fourth: All of Union County not included in state representative district 36. All of Anderson County not included in state representative districts 16 and 33. In Campbell County, voting precincts LaFollete East, LaFollete Junior High, College Hill, LaFollete West, Firehall and Demory West.

SECTION 24. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-sixth state representative district and substituting instead the following:

Thirty-sixth: All of Claiborne County except enumeration districts 227 and 228. In Union County, census precinct 5. In Scott County, commission district 5. All of Campbell County not included in state representative districts 33 and 34.

SECTION 25. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-seventh state representative district and by substituting instead the following:

Thirty-seventh: All of Van Buren County. In Warren County, all of commission districts 2, 3, 7, 8 and 9 and the Center Town voting precinct of commission district 10. In Bledsoe County, census precincts 1, 2, 4 and 6. In Sequatchie County, census precincts 2, 3, 4, 5, 6, 7 and 9. All of Marion County not included in state representative districts 27 and 39.

SECTION 26. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-eighth state representative district and by substituting instead the following:

Thirty-eighth: All of Clay, Pickett and Jackson Counties. In Smith County, commission districts 1, 2, 3, 6, 7, 11, 12, 13 and 14. All of Scott County not included in state representative district 36.

SECTION 27. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Thirty-ninth state representative district and substituting instead the following:

Thirty-ninth: All of Bledsoe County not included in state representative district 37. All of Sequatchie County not included in state representative district 37. All of Cumberland County not included in state representative district 42. In Marion County, enumeration districts 659, 651, 656 and 658; all of the town of Powells Crossroads; all of the Whiteside census division not included in state representative district 27; and all of the Jasper census division except enumeration district 661. In Roane County, voting precinct Rockwood-Ward I.

SECTION 28. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fortieth state representative district and substituting instead the following:

Fortieth: All of DeKalb County. In Smith County, commission districts 4, 8, 9 and 10. In Wilson County, commission district 9; Commerce voting precinct and Watertown High School voting precinct of commission district 7; and the Norene voting precinct of commission district 12. In Cannon County, commission districts 2 and 4. In Rutherford County, voting districts 1, 2, 3 and 4 and Lavergne Firehall I precinct in voting district 5.

SECTION 29. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Forty-first state representative district and by substituting instead the following:

Forty-first: All of Fentress and Overton Counties. All of Morgan County except enumeration districts 284, 286 and 287.

SECTION 30. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Forty-second state representative district and substituting instead the following:

Forty-second: In Cumberland County, the Bakers and Mayland voting precincts. In Putnam County, commission districts 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12 and the Poplar Grove voting precinct of commission district 5.

SECTION 31. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Forty-third state

representative district and substituting instead the following:

Forty-third: All of White County. In Warren County, all of commission districts 1, 4, 5, 6, 11 and 12 and the Daylight voting precinct of commission district 10. All of Cannon County not included in state representative district 40. In Putnam County, the Bridge, Dry Valley, and Sand Springs and the Calkiller voting precinct of commission district 5.

SECTION 32. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Forty-fourth state representative district and substituting instead the following:

Forty-fourth: All of Macon County. In Sumner County, all of Portland Census Division; all of Westmoreland Census Division; all of Bethpage Census Division; all of Castalian Springs Census Division except enumeration district 482; census tract 208; enumeration districts 467, 468 and 469; blocks 117, 118, 121, 122, 123, 115, 116, 338, 339, 340 and all of Block Group 2 of census tract 207; blocks 301 and 302 of census tract 209.02; and all of census tract 205 except enumeration district 476, blocks 121, 122, 112, 113, 114, 115, 116, 117, 118, 119, 120, 110, 109, 111 and 136.

SECTION 33. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Fiftieth state representative district and substituting instead the following:

Fiftieth: In Davidson County as follows: Beginning at a point where Bull Run Road intersects the Davidson County line; then northeast and southwest on Bull Run Road to its intersection with Old Hickory Boulevard; then northeast on Old Hickory Boulevard to Eaton Creek; then north and east along Eaton Creek to Clarksville Pike; then south and southeast on Clarksville Pike to its intersection with Old Hickory Boulevard; then east and southeast on Old Hickory Boulevard to its intersection with Whites Creek Pike; then south southeast on Whites Creek Pike to its intersection with Ewing Creek; then west southwest along Ewing Creek and a line extending such creek to its intersection with Buena Vista Pike; then south on Buena Vista Pike to its intersection with Kings Lane; then west on Kings Lane to its intersection with Tucker Road; then south on Tucker Road to its intersection with Hummingbird Drive; then west southwest on Hummingbird Drive to its intersection with Pheasant Drive; then south on Pheasant Drive to its intersection with West Hamilton Avenue; then southwest on West Hamilton Avenue to its intersection with the western boundary of Block 105 in Tract 128; then southeast along the boundary of Block 105 in Tract 128 to its intersection with Whites Creek; then southwest along Whites Creek to its intersection with the western boundary line of Block 116 in Tract 128; then south

and east along the boundary line of Block 116 in Tract 128 to its intersection with Buena Vista Pike; then southwest on Buena Vista Pike to its intersection with Clarksville Pike; then southeast on Clarksville Pike to the Cumberland River; then following the Cumberland River east northeast to Page's Branch; then northeast along Page's Branch to Lock Road, then east southeast on Lock Road to its intersection with Weakley Avenue; then north northeast on Weakley Avenue to its intersection with Fern Avenue; then east southeast of Fern Avenue to its intersection with Brick Church Pike; then north on Brick Church Pike to its intersection with Trinity Lane; then east on Trinity Lane to Interstate Highway 65; then north and northeast on Interstate Highway 65 to its intersection with Due West Avenue; then east on Due West Avenue to its intersection with the L&N railroad tracks; then north along the L&N railroad tracks to their intersection with the Goodlettsville corporate limits boundary line; then on that boundary line north northeast to the point that the Goodlettsville corporate limits boundary line intersects the Davidson County and Sumner County boundary line; then west following the Davidson County boundary to the point of origin. All of Cheatham County not included in state representative districts 55 and 66.

SECTION 34. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting from the description of the Fifty-first state representative district the last four words and figures, "and census precinct 11" and by substituting instead "and that part of census precinct 11 west of Shackle Island Road".

SECTION 35. Tennessee Code Annotated, Section 3-1-103(d), is amended by deleting the description of the Fifty-second state representative district and substituting instead the following:

Fifty-second: In Davidson County as follows: Beginning at a point where Benson Road intersects Old Lebanon Road; then northeast on Benson Road to an unnamed creek; then north along such unnamed creek to the Stones River; then north along the Stones River to the Cumberland River; then northwest, west and south along the Cumberland River to a point where an extension of Carter Avenue intersects the Cumberland River; then west along Carter Avenue so extended to its intersection with Porter Road; then south on Porter Road to its intersection with Greenwood Avenue; then west on Greenwood Avenue to its intersection with Chapel Avenue; then north on Chapel Avenue to its intersection with Straightway Avenue; then east on Straightway Avenue to its intersection with Porter Road; then northeast on Porter Road to its intersection with Cahal Avenue; then east on Cahal Avenue to its intersection with Riverside Drive; then north on Riverside Drive to its intersection with Evelyn Avenue; then northeast on Evelyn Avenue to its intersection with Geneva Drive; then north on

Geneva Drive to its intersection with McGavock Pike; then southwest on McGavock Pike to its intersection with Riverside Drive; then north and east on Riverside Drive to its intersection with Kirkland Avenue; then west on Kirkland Avenue to its intersection with Gallatin Road; then north on Gallatin Road to its intersection with Ben Allen Road; then northwest on Ben Allen Road to the L&N railroad tracks; then north along the L&N railroad tracks to Due West Avenue; then west on Due West Avenue to Interstate Highway 65; then south on Interstate Highway 65 to Trinity Lane; then east on Trinity Lane to its intersection with Dickerson Pike; then south on Dickerson Pike to its intersection with Douglas Avenue; then east on Douglas Avenue to its intersection with Mile End Avenue; then east on Mile End Avenue to its intersection with Ellington Parkway; then south on Ellington Parkway to its intersection with McFerrin Avenue; then south on McFerrin Avenue to its intersection with Mansfield Street; then east on Mansfield Street to its intersection with Gallatin Road; then south on Gallatin Road to its intersection with Main Street; then southwest on Main Street to its intersection with South 7th Street; then southeast on South 7th Street to its intersection with Woodland Street; then southwest on Woodland Street to its intersection with South 6th Street; then southeast on South 6th Street to its intersection with Russell Street; then northeast on Russell Street to its intersection with South 7th Street; then southeast on South 7th Street to its intersection with Shelby Avenue; then northeast on Shelby Avenue to its intersection with South 8th Street; then southeast on South 8th Street to its intersection with Sylvan Street; then northeast on Sylvan Street to its intersection with South 9th Street; then southeast on South 9th Street to its intersection with Sevier Street; then east on Sevier Street to its intersection with South 11th Street; then south on South 11th Street to its intersection with Lenore Street; then west and southwest on Lenore Street to its intersection with South 7th Street; then southeast on South 7th Street to its intersection with Davidson Street; then east on Davidson Street to the Shelby Park entrance; then due south on a straight line to its intersection with the Cumberland River; then along the Cumberland River northeast to Mill Creek; then along Mill Creek to Lebanon Pike; then east on Lebanon Pike to its intersection with McGavock Pike; then north on McGavock Pike to its intersection with Selma Avenue; then west on Selma Avenue to its intersection with Fairway Drive; then south on Fairway Drive to its intersection with Revere Place; then west on Revere Place to its intersection with Castlewood Drive; then northwest and west on Castlewood Drive to its intersection with Dennywood Drive; then north on Dennywood Drive to its intersection with Maplecrest Drive; then east on Maplecrest Drive to its intersection with McGavock Pike; then north on McGavock Pike to the L&N

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railroad tracks; then southeast along the L&N railroad tracks to Old Lebanon Road; then east on Old Lebanon Road to its intersection with Benson Road, being the point of origin.

SECTION 36. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fifty-fourth state representative district and substituting instead the following:

Fifty-fourth: In Davidson County as follows: Beginning at a point where the Cumberland River intersects the western boundary of Davidson County; then following the Cumberland River to Richland Creek; then following Richland Creek to Sixty-third Avenue; then northeast on Sixty-third Avenue to its intersection with Centennial Boulevard; then southeast and east on Centennial Boulevard to its intersection with Forty-ninth Avenue; then south on Forty-ninth Avenue to its intersection with Tennessee Avenue; then east on Tennessee Avenue to its intersection with Forty-eighth Avenue; then south on Forty-eighth Avenue to its intersection with Michigan Avenue; then east on Michigan Avenue to its intersection with Forty-fourth Avenue; then north on Forty-fourth Avenue to its intersection with the L&N railroad tracks; then along such L&N railroad tracks to the proposed path of Interstate Highway 440; then north on the proposed path of Interstate Highway 440 to Clifton Avenue; then east on Clifton Avenue to its intersection with Twentieth Avenue; then southeast on Twentieth Avenue to its intersection with Charlotte Avenue; then east on Charlotte Avenue to its intersection with Eighteenth Avenue; then north on Eighteenth Avenue to its intersection with Herman Street; then west on Herman Street to its intersection with Eighteenth Avenue; then north on Eighteenth Avenue to Interstate Highway 40; then east on Interstate Highway 40 to Jefferson Street; then east on Jefferson Street to its intersection with Eleventh Avenue; then north on Eleventh Avenue to its intersection with Monroe Street; then east on Monroe Street to its intersection with Fifth Avenue; then north on Fifth Avenue to its intersection with Van Buren Street; then east on Van Buren Street extended to a point where it intersects the Cumberland River; then north and west along the Cumberland River to its intersection with the boundary of state representative district 50 at Clarksville Pike; then following the boundary of state representative district 50 to the point at which the boundary line of state representative district 50 intersects the Davidson County boundary line; then south on the Davidson County boundary line to the point at which the Cumberland River intersects the western boundary line of Davidson County, being the point of origin.

SECTION 37. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fifty-sixth state

representative district and substituting instead the following:

Fifty-sixth: In Davidson County as follows: Beginning at the intersection of Briarwood Drive and Edmondson Pike; then following Edmondson Pike northeast to its intersection with Nolensville Pike; then northwest on Nolensville Pike to its intersection with McIver Avenue; then west on McIver Avenue to its intersection with Meade Avenue; then south on Meade Avenue to its intersection with Patterson Street; then west on Patterson Street to its intersection with Louise Drive; then south on Louise Drive to its intersection with Drake Avenue; then west on Drake Avenue to its intersection with Harlin Drive; then north and east on Harlin Drive to its intersection with Louise Drive; then north on Louise Drive to its intersection with Thompson Lane; then west on Thompson Lane to Woodmont Boulevard; then west on Woodmont Boulevard to its intersection with a northerly extension of the Oak Hill corporate limits boundary line; then south along the boundary line of the Oak Hill corporate limits to its intersection with Caldwell Lane; then west on Caldwell Lane to its intersection with General Bates Drive; then north on General Bates Drive to its intersection with Woodmont Boulevard; then west on Woodmont Boulevard to its intersection with Leland Lane; then north on Lealand Lane to the proposed path of Interstate Highway 440; then west along the proposed path of Interstate Highway 440 to Twelfth Avenue South; then north on Twelfth Avenue South to its intersection with Sweetbriar Avenue; then west on Sweetbriar Avenue to its intersection with Belmont Boulevard; then north on Belmont Boulevard to its intersection with Bernard Avenue; then east on Bernard Avenue to its intersection with Fifteenth Avenue South; then north on Fifteenth Avenue South to its intersection with Acklen Avenue; then west on Acklen Avenue to its intersection with Belmont Circle; then north on Belmont Circle to its intersection with Wedgewood Avenue; then west on Wedgewood Avenue to its intersection with Sixteenth Avenue South; then north on Sixteenth Avenue South to its intersection with Division Street; then southwest on Division Street to its intersection with Twentieth Avenue South; then south on Twentieth Avenue South to its intersection with Grand Avenue; then west on Grand Avenue to its intersection with Twenty-first Avenue South; then northwest on Twenty-first Avenue South to its intersection with West End Avenue; then southwest on West End Avenue to its intersection with Twenty-third Avenue North; then north on Twenty-third Avenue North to its intersection with Brandau Place; then west on Brandau Place to its intersection with Twenty-fourth Avenue North; then south on Twenty-fourth Avenue North to its intersection with West End Avenue; then southwest on West End Avenue to its intersection with Twenty-fifth Avenue North; then northwest on Twenty-fifth Avenue North to its intersection with Charlotte Avenue; then west on Charlotte Avenue to the

southwestern boundary of state representative district 54; then along the southwestern boundary of state representative district 54 to Interstate Highway 40; then west on Interstate Highway 40 to Richland Creek; then south along Richland Creek to the northwesternmost point of McCabe Park Golf Club boundary line; then east along such boundary line to Nebraska Avenue; then east on Nebraska Avenue to its intersection with Forty-ninth Avenue North; then south on Forty-ninth Avenue North to its intersection with Colorado Avenue; then east on Colorado Avenue to its intersection with the boundary of McCabe Park Golf Club; then east, south and east along the boundary line of McCabe Park Golf Club to the northwesternmost point of such boundary line that meets Forty-sixth Avenue North; then south on Forty-sixth Avenue North to its intersection with Murphy Road; then east on Murphy Road to its intersection with Park Circle; then south on Park Circle to its intersection with West End Avenue; then southwest on West End Avenue to its intersection with Bowling Avenue; then south on Bowling Avenue to its intersection with Woodmont Boulevard; then west on Woodmont Boulevard to its intersection with Woodmont Lane; then south on Woodmont Lane to Sugartree Creek; then west along Sugartree Creek to the point of intersection with the eastern boundary line of the Belle Meade corporate limits; then from such point south and east along the northern boundary of state representative district 57 to a point at the intersection of Briarwood Drive and Edmondson Pike, being the point of origin.

SECTION 38. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fifty-seventh state representative district and substituting instead the following:

Fifty-seventh: In Davidson County as follows: Beginning at the point at which the western boundary of state representative district 62 intersects the Davidson County line; then north along the western boundary of state representative district 62 to Nolensville Pike; then south on Nolensville Pike to its intersection with Culbertson Road; then northeast on Culbertson Road to its intersection with Old Hickory Boulevard; then north on Old Hickory Boulevard to its intersection with Barnes Road; then west on Barnes Road to its intersection with Nolensville Pike; then north on Nolensville Pike to its intersection with Old Hickory Boulevard; then west on Old Hickory Boulevard to its intersection with Edmondson Pike; then north on Edmondson Pike to its intersection with McMurray Lane; then east on McMurray Lane to its intersection with Ashley Drive; then north on Ashley Drive to its intersection with Westcrest Drive; then north on Westcrest Drive to its intersection with Watsonwood Drive; then west on Watsonwood Drive to its intersection with Edmondson Pike; then north on Edmondson Pike to its intersection with Briarwood Drive; then west on

Briarwood Drive to its intersection with Darlington Drive; then south on Darlington Drive to its intersection with Barrywood Drive; then west on Barrywood Drive to its intersection with Trousdale Drive; then north on Trousdale Drive to its intersection with Bramblewood Drive; then west on Bramblewood Drive to its intersection with Stillwood Drive; then south on Stillwood Drive to its intersection with Farrell Parkway; then west on Farrell Parkway to the L&N railroad tracks; then north along the L&N railroad tracks to Harding Place (Battery Lane); then west on Harding Place (Battery Lane) to its intersection with Soper Avenue; then north on Soper Avenue to its intersection with Tower Place; then west on Tower Place to its intersection with Gray Oak Drive; then south on Gray Oak Drive to its intersection with Coral Road; then south on Coral Road to its intersection with Lealand Lane; then south on Lealand Lane to its intersection with Glendale Lane; then west on Glendale Lane to its intersection with Lone Oak Road; then west on Lone Oak Road to its intersection with Belmont Park Terrace; then south on Belmont Park Terrace to its intersection with Harding Place; then west on Harding Place to its intersection with Hillsboro Pike; then north on Hillsboro Pike to its intersection with Hobbs Road; then west on Hobbs Road to its intersection with the Belle Meade corporate limits; then north along the Belle Meade corporate limits to Sugartree Creek; then east along Sugartree Creek to Woodmont Lane; then north on Woodmont Lane to its intersection with Woodmont Boulevard; then north on Woodmont Boulevard to its intersection with U.S. Highway 70; then northeast on U.S. Highway 70 to its intersection with Kenner Avenue; then southeast on Kenner Avenue to its intersection with Ridgfield Drive; then east on Ridgfield Drive to its intersection with Woodlawn Drive; then east and northwest on Woodlawn Drive across U.S. Highway 70 to Bosley Springs Drive; then north on Bosley Springs Drive to its intersection with Richland Creek; then north along Richland Creek to a point just south of the southern boundary line of the property of the United States Marine Corps Reserve; then due west from such point to White Bridge Road; then southeast on White Bridge Road to its intersection with Post Road; then southwest on Post Road to the westernmost point of the boundary of the Postwood Apartment complex; then southeast and northeast along the boundary of the Postwood Apartment complex to White Bridge Road; then southeast on White Bridge Road to the L&N railroad tracks; then southwest along the L&N railroad tracks to Hillwood Drive; then northwest on Hillwood Drive to its intersection with Wilsonia Avenue; then northwest on Wilsonia Avenue to the easternmost point of the boundary line of the property of the Hillwood Golf Course; then along the northern boundary of the Hillwood Golf Course to Hickory Valley Road; then north on Hickory Valley Road to its intersection with Huckleberry Road; then west on Huckleberry Road to its

intersection with Greeley Drive; then south on Greeley Drive to its intersection with Georgetown Drive; then southwest on Georgetown Drive to its intersection with Wesleywood Drive; then southwest on Wesleywood Drive to its intersection with Davidson Road; then southeast on Davidson Road to its intersection with Davidson Drive; then east on Davidson Drive to its intersection with Lamar Drive; then south on Lamar Drive to its intersection with West Meade Drive; then east on West Meade Drive to its intersection with Brookhollow Road; then south on Brookhollow Road to its intersection with Brownlee Drive; then west on Brownlee Drive to its intersection with Rodney Drive; then north on Rodney Drive to its intersection with Shawnee Drive; then east on Shawnee Drive as extended to its intersection with Mohawk Drive; then west on Mohawk Drive to its intersection with Davidson Drive; then north on Davidson Drive to Interstate Highway 40; then southwest on Interstate Highway 40 to the urban services district boundary line; then south along the urban services district boundary line to a point directly opposite from the end of Jocelyn Hollow Road; then due west from this point on such line to Old Hickory Boulevard; then south on Old Hickory Boulevard to its intersection with U.S. Highway 70; then west on U.S. Highway 70 to Interstate Highway 40; then west on Interstate Highway 40 to the Harpeth River; then south and east along the Harpeth River to an unnamed creek; then south along such creek to Poplar Creek Road; then east on Poplar Creek Road to its intersection with Old Harding Pike; then east on Old Harding Pike to its intersection with Flat Creek; then east on Flat Creek to its intersection with Hicks Road; then south on Hicks Road to the boundary of Edwin Warner Park; then south along such boundary to a point on the Davidson County line; then east along the Davidson County boundary line to the point of origin. In Williamson County, the city of Brentwood.

SECTION 39. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Fifty-eighth state representative district and substituting instead the following:

Fifty-eighth: In Davidson County as follows: Beginning at a point created by the intersection of Thompson Lane and the Berry Hill corporate limits boundary line; then westward, northward and westward along the eastern boundary of state representative district 56 to its intersection with the southern boundary of state representative district 54; then eastward along the southern boundary of state representative district 54 to its intersection with the southern boundary of state representative district 50; then east on Pages Branch to its intersection with Lock Road; then southeast on Lock Road to its intersection with Weakley Avenue; then northeast on Weakley Avenue to its intersection with Fern Avenue; then east on Fern Avenue to its

intersection with Brick Church Pike; then north on Brick Church Pike to its intersection with Trinity Lane; then east on Trinity Lane to its intersection with boundary of state representative district 52; then along the western boundary of state representative district 52 to the intersection of McFerrin Avenue and Mansfield Street to its intersection with Gallatin Road; then south on Gallatin Road to Main Street; then southwest on Main Street to its intersection with McFerrin Avenue; then north on McFerrin Avenue to its intersection with Marina Street; then west on Marina Street to its intersection with North Ninth Street; then north on North Ninth Street to its intersection with Mansfield Street; then west on Mansfield Street to its intersection with Neill Avenue; then north on Neill Avenue to the point where Neill Avenue extended in a straight line intersects Ellington Parkway; then south on Ellington Parkway to its intersection with Foster Avenue; then west on Foster Avenue to the L&N railroad tracks; then along the L&N railroad tracks south to the Cumberland River; then southeast along the Cumberland River to Interstate Highway 24; then southeast on Interstate Highway 24 to Fessler's Lane; then south of on Fessler's Lane to its intersection with LaFayette Street; then east on LaFayette Street to its intersection with Polk Avenue; then south on Polk Avenue to the L&N railroad tracks; then southeast along the L&N railroad tracks until they intersect more L&N railroad tracks near Foster Avenue; then southwest along such L&N railroad tracks to Glenrose Avenue; then west on Glenrose Avenue to its intersection with Nolensville Pike; then south on Nolensville Pike to its intersection with Rosedale Avenue; then west on Rosedale Avenue to the Berry Hill corporate limits boundary line; then south along such boundary line to the northern boundary of state representative district 56 at a point created by the intersection of Thompson Lane and the Berry Hill corporate limits, being the point of origin.

SECTION 40. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Sixtieth state representative district the words and figures:

In Wilson County, census tract 303.02 and census tract 309 and enumeration districts 648, 649, 650, 651A, 651B and 644

and by substituting instead the following:

In Wilson County, commission districts 2, 10, 11, 13 and 16

SECTION 41. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Sixty-third state representative district and by substituting instead the following:

Sixty-third: All of Marshall and Moore Counties. All

of Lincoln County not included in state representative district 65. In Williamson County, that portion of commission district 3 east of Interstate Highway 65.

SECTION 42. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Sixty-fifth state representative district and by substituting instead the following:

Sixty-fifth: All of Giles County. In Lawrence County, commission districts 3, 4, 9, 14, 18 and that portion of commission district 15 outside the city limits of Lawrenceburg. In Maury County, enumeration districts 126, 105 and 124A. In Lincoln County, enumeration districts 414, 415, 419, 420, that portion of enumeration district 412 contained within the following boundaries: Beginning at a point on the northern boundary line of enumeration district 412, this point also being the community of Howell Hill in southeast Lincoln County; thence in a southerly direction following Lincoln Road to the intersection of Lincoln Road, Smith Mill Road and the southern boundary line of enumeration district 412; thence in a westerly and southerly direction following enumeration district 412 boundary line and Smith Mill Road to the junction of Smith Mill Road and Harbin Road; thence in a westerly direction following Harbin Road to the intersection of Harbin Road and Huckleberry Branch to the junction of Huckleberry Branch with Cottrell Spring Branch; thence in a southeasterly direction following Cottrell Spring Branch to the intersection of Cottrell Spring Branch with West Lincoln Road; thence in a westerly direction following West Lincoln Road to the intersection of West Lincoln Road and Old Patrick Orchard Road; thence in a northerly direction following Old Patrick Orchard Road to the junction of Old Patrick Orchard Road and Prospect Road; thence in a southeasterly direction following Prospect Road to Howell Hill and point of beginning; that portion of enumeration district 413 contained within the following boundaries: Beginning at a point on the boundary line of enumeration district 413, this point also being the Cottrell Spring Branch Bridge on West Lincoln Road; thence in a southeasterly direction following Cottrell Spring Branch to the intersection of Cottrell Spring Branch and South Lincoln Road; thence in a southwesterly direction following South Lincoln Road to the intersection of South Lincoln Road, Tennessee state line, and the southern boundary line of enumeration district 413; thence in a westerly direction following the boundary line of enumeration district 413 in a clockwise direction to the point of beginning; and , that portion of enumeration district 400A contained within the following boundaries: Beginning at the point of the intersection of Highway 231 and 431 with Prospect Road in Park City; thence in a westerly direction following Prospect Road to the junction of Prospect Road and Old Huntsville

Highway; thence in a northerly direction following Old Huntsville Highway to the junction of Old Huntsville Highway with Highway 110; thence in a northeasterly direction following Highway 110 to the junction of Highway 110 and Wells Hill Road; thence in a northeasterly direction following Wells Hill Road to the junction of Wells Hill Road and Highway 231 and 431; thence in a southerly direction to the point of beginning.

SECTION 43. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Sixty-eighth state representative district and by substituting instead the following:

Sixty-eighth: All of Houston County. All of Montgomery County not included in state representative district 67. In Humphreys County, commission district 7 and the South McEwen voting precinct of commission district 6.

SECTION 44. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Sixty-ninth state representative district and substituting instead the following:

Sixty-ninth: All of Dickson and Hickman Counties.

SECTION 45. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Seventieth state representative district and by substituting instead the following:

Seventieth: All of Perry and Lewis Counties. All of Lawrence County not included in state representative district 65. All of Humphreys county not included in state representative districts 74 and 68.

SECTION 46. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting the description of the Seventy-fourth state representative district and by substituting instead the following:

Seventy-fourth: All of Benton, Decatur and Steward Counties. In Humhreys county, commission districts 1 and 4 and the Bakerville voting precincts of commission district 5. In Carroll County, all of Bruceton census division and enumeratin districts 588, 589, 615, 617, 616, 620, 622, 624, 625, 623, 626, 627, 619, 628 and 629.

SECTION 47. Tennessee Code Annotated, Section 3-1-103 (d), is amended by deleting from the description of the Eightieth state representative district, the words and figures:

In McNairy County, all of Eastview-Ramer Census Division, all of Michie Census Division, all of Stantonville Census

Division and enumeration districts 670 and 659

and by substituting instead the following:

In McNairy County, commission districts 5,7 and the Gilchrist precinct of commission district 2.

SECTION 48. Notwithstanding the provisions of Tennessee Code Annotated, Section 2-3-102, to the contrary, the county election commission shall make such changes in the boundaries of precincts as may be necessitated by this act prior to any election held after the effective date of this act.

SECTION 49. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2252, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Yelton and Mr. Speaker McWherter--93.

Representatives voting no were: Kent, Martin and Work--3.

A motion to reconsider was tabled.

House Bill No. 2253--To apportion state representatives districts.

Mr. Burnett moved that House Bill No. 2253 be held on the Clerk's Desk, which motion prevailed.

House Bill No. 2230--To provide for inspection, bodies of waters.

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On motion, House Bill No. 2230 was made to conform with Senate Bill No. 1813.

On motion, Senate Bill No. 1813, on same subject, was substituted for House Bill No. 2230.

Mr. Brewer moved that Senate Bill No. 1813 be passed on third and final consideration.

Mr. Brewer moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1813 by deleting Section 2 in its entirety, And renumbering the subsequent sections according.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1813, as amended, passed its third and final consideration by the following vote:

Ayes	77
Noes	18

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Starnes, Turner, Webb, Wheeler, Withers, Wood, Work and Yelton--77.

Representatives voting no were: Baker, Crain, Davis (Gibson), Dills, Henry (Roane), Hudson, Kent, Lashlee, Moore, Phillips, Robertson, Stallings, Sterling, Tanner, Ussery, Wallace, Whitson and Wolfe--18.

A motion to reconsider was tabled.

RESOLUTION LYING OVER

Senate Joint Resolution No. 220--Relative to study, Tri-Cities Technical Institute.

The Speaker referred Senate Joint Resolution No. 220 to the Committee on Calendar and Rules.

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Mr. Miller moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 253 out of order, which motion prevailed.

Senate Joint Resolution No. 253--Relative to presentation, Distinguished Service Medal Committee.

Mr. Miller moved that the House concur in Senate Joint Resolution No. 253, which motion prevailed by the following vote:

Ayes	92
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representative voting no was: Chiles--1.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

FURTHER CONSIDERTION OF HOUSE BILL NO. 167

House Bill No. 167--To authorize bond issue, bridge at Cockrill Bend.

Mr. Murphy (Davidson) moved that the House pass House Bill No. 167, notwithstanding the objections of the Governor.

Mr. McKinney moved the previous question, which motion failed by the following vote:

Ayes	52
Noes	35
Present and not voting	2

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Buck, Burnett, Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Ellis,

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Ford, Gaia, Gill, Henry (Roane), Hillis, Huskey, Jared, Johnson, King (Shelby), King (Washington), Lashlee, Love, McKinney, Miller, Murphy (Shelby), Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Stallings, Starnes, Tanner, Webb, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--52.

Representatives voting no were: Bell (Knox), Bewley, Byrd, Carter, Clark (Sumner), Duer, Duncan, Frensley, Harrill, Hudson, Hurley, Kelley, Kent, Kernell, McAfee, McNally, Martin, Montgomery, Moore, Murray, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Spence, Stafford, Sterling, Turner, Whitson, Wolfe and Wood--35.

Representatives present and not voting were: Brewer and Wallace--2.

Thereupon, the motion to pass House Bill No. 167, notwithstanding the objections of the Governor prevailed by the following vote:

Ayes	54
Noes	43

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Hillis, Jared, Johnson, Jones, King (Shelby), King (Washington), Lashlee, Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Starnes, Tanner, Wallace, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--54.

Representatives voting no were: Baker, Bell (Knox), Bewley, Byrd, Carter, Clark (Sumner), Copeland, Duer, Duncan, Ford, Frensley, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kelley, Kent, Kernell, McAfee, McNally, Martin, Murray, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockely, Small, Smith, Spence, Stafford, Stallings, Sterling, Turner, Ussery, Webb, Whitson, Wolfe and Wood--43.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 345--Relative to students, higher education.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 345 by adding a new sentence to the final resolving clause to read as follows: A copy of this

resolution shall be sent to the members of the Higher Education Commission by the House Engrossing Clerk.

Mr. Robinson (Hamilton) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representative present and not voting was: Frensley--1.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 366--Relative to selling at retail to industry, T.V.A.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 366 by deleting the second paragraph in its entirety

AND FURTHER AMEND by deleting the period at the end of the fourth paragraph and substituting in lieu thereof the following words and symbols ", except customers that have been served by the Tennessee Valley Authority for the last five (5) years."

Mr. Stafford moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 387--Relative to memory, James Lawrence Tarwater.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution 387 by deleting from the third preamble clause the following words:

"and the vice-president of manufacturing before the company was sold to Burlington"

AND FURTHER AMEND by deleting the sixth preamble clause in its entirety and by substituting instead the following:

WHEREAS, despite the demands of his time, Mr. Tarwater had served the Harriman Rotary Club as president, was a past chairman of the Harriman Utility Board, had served on the board of directors of the Bank of Roane County, had served for many years on the Roane County Tax Equalization Board, and was a charter member of the West Hills Presbyterian Church; and

Mr. Henry (Roane) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley,

Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 813--To enact the Local Transportation.

SENATE AMENDMENT NO. 7

Amend House Bill No. 813 by deleting Section 7 in its entirety and substituting instead the following:

SECTION 7.

(a) Any ordinance or resolution of county, municipality, or metropolitan government levying the tax under authority of this act shall not become operative until approved in an election herein provided in the county, municipality, or metropolitan government as the case may be. The county election commission shall hold an election thereon, providing options to vote "FOR" or "AGAINST" the ordinance or resolution, at the next regularly scheduled election within the jurisdiction imposing the tax which occurs at least sixty (60) days after the receipt of a certified copy of such ordinance or resolution, and a majority vote of those voting in the election shall determine whether the ordinance or resolution is to be operative. If the majority vote is for the ordinance or resolution, it shall be deemed to be operative on the date that the county election commission makes its official canvass of the election returns. Provided, however, that no tax shall be collected under any such ordinance or resolution until the first day of a month occurring at least thirty (30) days after the operative date.

(b) If a county legislative body adopts a resolution to levy the tax when the tax has previously become operative within a municipality located in the county, the election to determine whether the county tax is to be operative shall be open only to the voters residing outside of the municipality in which the tax had previously become operative.

(c) A resolution or ordinance levying the tax authorized may be initiated by petition of the voters in the

following manner. The petition shall be addressed to the county legislative body or the governing body of the municipality or metropolitan government requesting that a resolution or ordinance be adopted levying the tax. The petition shall be signed by at least a number of registered voters in the taxing jurisdiction equal to ten percent (10%) of the total number of registered voters in the taxing jurisdiction on the date the petition is filed. Provided, a petition requesting a resolution of the county legislative body may not be signed by a registered voter in a municipality where a tax herein authorized is operative and the registered voters therein shall not be considered in arriving at the required percentage. A petition requesting a resolution shall be filed with the county clerk, a petition requesting an ordinance with the chief clerical officer of the municipality and a photographic copy of the petition shall be filed at the same time with the county election commission who shall be the judges of the sufficiency of the petition. If within thirty (30) days from the filing of a petition a resolution or ordinance is not adopted as requested and a certified copy filed with the county election commission, the petition shall constitute a resolution or ordinance, and the county election commission shall hold an election thereon as in paragraph (a) above.

SENATE AMENDMENT NO. 9

AMEND House Bill No. 813 by adding at the end of Section 3 the following language:

"It is the intent of the General Assembly that a gallon of gasoline shall be taxed only once pursuant to the provisions of this act and the amount of that tax shall not exceed one cent (1¢) per gallon."

and further amend by deleting subsection (a) of Section 4 in its entirety and substituting in lieu thereof the following:

"(a) The department of revenue of the state of Tennessee shall collect such tax in the same manner as state tax is collected. The tax shall be computed on the number of gallons sold to a retailer and shall attach upon delivery to the retailer within the taxing jurisdiction. The tax shall be due and payable to, and reports shall be filed with, the department of revenue on or before the 25th day of the month following the month of sale. The city, county or metropolitan government levying the tax shall furnish a certified copy of the adopting resolution or ordinance to the department of revenue within ten (10) days after its adoption, and shall notify the department within ten (10) days of the approval of the resolution or ordinance in a referendum as provided for in this act. The department shall remit the proceeds of the tax to the county, metropolitan government, city or town levying the tax, less a reasonable amount or percentage

as determined by the department to cover the expenses of administration and collection, said amount not to exceed two percent (2%) of the taxes collected. The commissioner of revenue is authorized to promulgate rules and regulations and prescribe necessary forms for the collection of the tax. Notice of any tax paid under protest shall be given to the department of revenue and suit may be brought for the recovery of any tax paid by taxpayer pursuant to Sections 67-2303 et seq."

SENATE AMENDMENT NO. 10

Amend House Bill No. 813 by adding after the word and punctuation "county," in the second paragraph of subsection (b) (1) of Section 2 the word and punctuation "municipality,".

AND FURTHER AMEND by adding after the words "metropolitan government" wherever they appear in subsection (a) of Section 3 the words "or incorporated municipality".

AND FURTHER AMEND by adding after the words "metropolitan government" wherever they appear in subsection (a) of Section 4 the words "or municipality".

AND FURTHER AMEND by adding after the words "metropolitan government" wherever they appear in subsection (a) of Section 5 the words "or incorporated municipality or town".

AND FURTHER AMEND by adding after the words and punctuation "metropolitan government, "wherever they appear in Section 9 the words "or incorporated municipality".

AND FURTHER AMEND by adding after the words and punctuation "metropolitan governments, "or "metropolitan government," wherever they appear in the section which immediately comes before the section containing the severability clause, which is Section 11, as amended, the words "or incorporated municipality".

SENATE AMENDMENT NO. 13

Amend House Bill No. 813 by deleting Section 8 in its entirety and renumbering the subsequent sections accordingly.

Mr. Martin moved that the House concur in Senate Amendments Nos. 7, 9, 10 and 13, which motion prevailed by the following vote:

Ayes	81
Noes	14

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hillis, Hudson,

Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Webb, Wheeler, Whitson, Withers, Wood, Work, Yelton and Mr. Speaker McWherter--81.

Representatives voting no were: Chiles, Crain, Davis (Gibson), Dills, Gill, Harrill, Hurley, Lashlee, McKinney, Naifeh, Phillips, Small, Wallace and Wolfe--14.

A motion to reconsider was tabled.

SENATE AMENDMENT NO. 6

AMEND House Bill No. 813 by deleting from Section 1 the figure "1981" and by substituting instead the figure "1982".

FURTHER AMEND by adding the following sentence at the end of subsection (a) of Section 3:

Once any jurisdiction imposes said tax, said jurisdiction may repeal its imposition by the affirmative vote of a majority of the voting membership of that jurisdiction's legislative body or by a vote of the people in the manner outlined in Section 7 of this act.

FURTHER AMEND by deleting the words and figures "sixty (60) days" from Section 7 (a), as amended, and by substituting instead the words and figures "forty five (45) days" but not more than "sixty (60) days".

FURTHER AMEND by adding the following immediately before the severability clause and by renumbering the subsequent sections accordingly:

Section _____. Any funds raised under the provisions of this act shall be accounted for separately and a report made annually to the governing body of the jurisdiction imposing the tax on their expenditures.

Mr. Martin moved that the House concur in Senate Amendment No. 6, which motion prevailed by the following vote:

Ayes	67
Noes	27

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Davidson, Davis (Hamilton), DeBerry, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hudson, Huskey, Jared, Johnson,

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Jones, Kent, Kernell, King (Shelby), Love, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Sir, Spence, Stafford, Starnes, Tanner, Ussery, Webb, Wheeler, Withers, Wood, Yelton and Mr. Speaker McWherter--67.

Representatives voting no were: Buck, Crain, Davis (Gibson), DePriest, Dills, Gill, Harrill, Hillis, Hurley, Kelley, King (Washington), Lashlee, McAfee, McKinney, Murphy (Shelby), Naifeh, Robinson (Washington), Shirley, Shockley, Small, Smith, Stallings, Sterling, Wallace, Whitson, Wolfe and Work--27.

A motion to reconsider was tabled.

SENATE AMENDMENT NO. 8

Amend House Bill No. 813 by deleting the second and third sentences of subsection (a) of Section 2 and substituting instead the following:

The words "fuel", "motor vehicle fuel", and "seller" shall have the same meaning as ascribed to them in Section 67-3702.

AND FURTHER AMEND in Section 3 by deleting the words and punctuation ", distillate, or motor vehicle fuel" in subsection (a) wherever they appear and by deleting the words and punctuation ", distillate, and motor vehicle fuel" in subsection (b) wherever they appear.

Mr. McKinney moved that the House non-concur in Senate Amendment No. 8.

Mr. Wood moved that the motion be tabled, which motion prevailed by the following vote:

Ayes	69
Noes	18
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Cobb, Copeland, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Dills, Disspayne, Duer, Duncan, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hudson, Huskey, Jared, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood and Yelton--69.

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Representatives voting no were: Clark (Davidson), Covington, Davidson, Ellis, Gill, Hillis, Hurley, Johnson, Jones, Kelley, McKinney, Moore, Murphy (Shelby), Murray, Naifeh, Shirley, Sir, and Work--18.

Representatives present and not voting were: Bragg and Owen--2.

Mr. Martin moved that the House concur in Senate Amendment No. 8, which motion prevailed by the following vote:

Ayes	74
Noes	19

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Dills, Dispayne, Duer, Duncan, Ford, Frensey, Gaia, Henry (Roane), Hillis, Huskey, Jared, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wood, Yelton and Mr. Speaker McWherter--74.

Representatives voting no were: Chiles, Davidson, DePriest, Ellis, Gill, Harrill, Hudson, Hurley, Johnson, Lashlee, McKinney, Murphy (Shelby), Naifeh, Pickering, Shirley, Sir, Wix, Wolfe and Work--19.

A motion to reconsider was tabled.

SENATE AMENDMENT NO. 11

Amend House Bill No. 813 by adding after the words "metropolitan government" wherever they appear in subsection (a) of Section 5 the words "or incorporated municipality or town".

AND FURTHER AMEND by adding the following in a new subsection to Section 5:

The levy of the tax authorized by this act by a county shall preclude any city or town within said county from levying the tax. If only a portion of a city or town is within such a county, said city or town may not levy the tax authorized by this act within that portion.

Provided, however, that, unless said county and any and all cities or towns with in it provide otherwise by contract, any county which levies a tax under this act shall apportion it in a manner such that any city or town within said county which provides public transportation services shall receive as a

minimum, a percentage of the proceeds equal to its percentage of the county population based on the latest official census by the United States Census Bureau. Said city or town shall apply such proceeds to the support of public transportation services provided wholly or partly within its boundaries. When any county levies a tax under this act and apportions it to cities or towns in accordance with this section, said country shall be entitled to representation on any governing body created to oversee the provision of public transportation services within any of those cities or towns. The means of designation shall be determined by resolution of the county legislative body authorizing the tax.

Mr. Martin moved that the House concur in Senate Amendment No. 11, which motion prevailed by the following vote:

Ayes	71
Noes	24

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Cobb, Copeland, Covington, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Ford, Frensley, Gaia, Henry (Roane), Hillis, Hurley, Huskey, Jared, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murray, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Smith, Spence, Stafford, Starnes, Tanner, Ussery, Webb, Wheeler, Withers, Wix, Wood, Yelton and Mr. Speaker McWherter--71.

Representatives voting no were: Crain, Davidson, Davis (Gibson), Dills, Duncan, Ellis, Gill, Harrill, Johnson, Lashlee, McKinney, Moore, Murphy (Shelby), Naifeh, Robinson (Davidson), Shirley, Small, Stallings, Sterling, Turner, Wallace, Whitson, Wolfe and Work--24.

A motion to reconsider was tabled.

SENATE AMENDMENT NO. 15

Amend House Bill No. 813 by deleting the word "retail" wherever it appears in subsection (a) of Section 3.

AND FURTHER AMEND Section 3, subsection (a) by deleting the words "at the point of delivery at a retail filling station" contained in the second sentence and substituting instead the following:

"upon sale"

AND FURTHER AMEND Section 3, subsection (a) by deleting the following words and punctuation contained in the last sentence of Section 3:

", measuring by retail sales, but collected at the point of delivery to the retail dealer."

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Mr. Martin moved that the House concur in Senate Amendment No. 15.

Mr. Stallings moved the previous question, which motion prevailed by the following vote:

Ayes	62
Noes	22
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Clark (Davidson), Cobb, Covington, Crain, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hurley, Huskey, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Murphy (Shelby), Naifeh, Percy, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Spence, Stafford, Stallings, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wood, Work and Yelton--62.

Representatives voting no were: Bell (Wilson), Chiles, Clark (Sumner), Davidson, Gill, Hillis, Jared, McKinney, Montgomery, Moore, Murphy (Davidson), Murray, Owen, Phillips, Rhinehart, Richardson, Robertson, Sir, Small, Starnes, Sterling and Wolfe--22.

Representative present and not voting was: Wix--1.

Thereupon, the motion to concur in Senate Amendment No. 15 prevailed by the following vote:

Ayes	67
Noes	27
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Clark (Sumner), Cobb, Copeland, Covington, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hillis, Hudson, Huskey, Jared, Jones, Kent, Kernell, King (Shelby), Love, McAfee, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Owen, Percy, Phillips, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sir, Smith, Spence, Stafford, Sterling, Tanner, Ussery, Webb, Wheeler, Withers, Wood, Yelton and Mr. Speaker McWherter --67.

Representatives voting no were: Buck, Chiles, Clark (Davidson), Crain, Davidson, Davis (Gibson), Dills, Gill, Harrill, Hurley, Johnson, Kelley, King (Washington), Lashlee, McKinney, Moore, Naifeh, Rhinehart, Shirley, Shockley, Small, Stallings, Turner, Wallace, Whitson, Wolfe and Work--27.

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Representative present and not voting was: Wix--1.

A motion to reconsider was tabled.

STATEMENT BY MR. MARTIN ON HOUSE BILL NO. 813

The purpose of this legislation is to authorize, if approved by referendum, the imposition of a tax on gasoline that is sold at retail in the city or county levying the tax. It is not the intent of this legislation to authorize the imposition of a tax on gasoline that may be imported into, stored in, or distributed from a city or county levying the tax but which is sold at retail outside that city or county. For example, if an oil distributor or jobber in Dickson purchases a truckload of gasoline at a terminal in Nashville for resale to service stations located outside of Nashville, under this act no tax could be imposed on the gasoline in Nashville. Likewise, if a distributor located in Memphis delivers gasoline to service stations outside of Memphis, no tax could be imposed on that gasoline in Memphis.

REP. BRAD MARTIN

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1333--To amend Title 67, Chapter 11, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1333 by deleting from the amendatory language of Section 2 the first word "A" and substituting the language "To the amount of tax due and payable, a".

AND FURTHER AMEND by deleting from the amendatory language of Section 3 the language "date said values are made available to the county" and substituting the language "tax roll completion date as evidenced by written notification from the assessor of property to the trustee specifically stating the date the tax roll was delivered to the trustee".

Mr. Wallace moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King

(Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative present and not voting was: DeBerry--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1396--To amend Section 49-1922, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1396 by deleting the word "and" after the word meditation and substituting the word "or".

SENATE AMENDMENT NO. 4

Amend House Bill No. 1396 by adding or personal beliefs after prayer 6th line of Bill

Mr. Dills moved that the House concur in Senate Amendments Nos. 1 and 4, which motion prevailed by the following vote:

Ayes	94
Noes	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: King (Washington), Montgomery and Spence--3.

A motion to reconsider was tabled.

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HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1567--To make certain provisions, motor vehicles.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1567 by renumbering Section 2 as Section 3 and by adding the following new section:

SECTION 2. Tennessee Code Annotated, Section 55-11-203 is amended by inserting between the words and punctuation "solid waste", and the word "and" contained in subsection 6 the following:

"tankage or animal residues,"

SENATE AMENDMENT NO. 3

Amend House Bill No. 1567:

Delete Section 2 and substitutes a new Section 2 as follows:

"Section 2.

This act shall take effect May 1, 1982, the public welfare requiring it.

Mr. Robertson moved that the House concur in Senate Amendments Nos. 1 and 3, which motion prevailed by the following vote:

Ayes	78
Noes	16

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Frensey, Gaia, Henry (Roane), Hillis, Hudson, Hurley, Jared, Johnson, Jones, Kelley, King (Shelby), Lashlee, Love, McAfee, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--78.

Representatives voting no were: Bewley, Byrd, DeBerry, Ford, Gill, Harrill, Huskey, Kent, Kernell, King (Washington), McNally, Martin, Montgomery, Moore, Spence and Turner--16.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1573

Senate Bill No. 1573--To amend Section 55-16-108, Code.

Mr. Shirley moved that the motion to reconsider Senate Bill No. 1573 be lifted from the table, which motion prevailed.

Mr. Shirley moved that the House reconsider its action in passing Senate Bill No. 1573 on third and final consideration, as amended, which motion prevailed.

Mr. Shirley moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Shirley moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1573, passed its third and final consideration by the following vote:

Ayes	85
Noes	7
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--85.

Representatives voting no were: Bell (Wilson), DeBerry, Harrill, Hurley, Huskey, King (Washington) and Murphy (Shelby)--7.

Representative present and not voting was: Spence--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1576--To make misdemeanor, tatooing of minors.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1576 by inserting between the word "who" and

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the word "tattoos" in subsection (b) of Section 1 the words "for commercial purposes".

Mr. Severance moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	86
Noes	6
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McKinney, McNally, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--86.

Representatives voting no were: DeBerry, Harrill, King (Washington), Miller, Moore and Spence--6.

Representative present and not voting was: Owen--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1582

Senate Bill No. 1582 To amend Section 67-1101, Code.

Mr. Davis (Hamilton) moved that the motion to reconsider Senate Bill No. 1582 be lifted from the table, which motion prevailed.

Mr. Davis (Hamilton) moved that the House reconsider its action in passing Senate Bill No. 1582 on third and final consideration, as amended, which motion prevailed.

Mr. Davis (Hamilton) moved that the House reconsider its action in adopting Amendment No. 3, which motion prevailed.

Mr. Rhinehart moved that Amendment No. 3 be withdrawn, which motion prevailed.

Thereupon, Senate Bill no. 1582, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1592--To authorize county legislative bodies to levy certain taxes.

SENATE AMENDMENT NO. 8

Amend House Bill No. 1592 by inserting the following language after the final period in Section 7:

"The Commission which is charged with the expenditure or budgeting of this money must have a majority of the vote from the Hospitality Industry whose members must be chosen by those recommended by the Memphis Hotel and Motel Association and the Memphis Restaurant Association which members shall be approved by the Mayor."

AMENDMENT NO. 1 TO AMENDMENT NO. 8

Amend Amendment No. 8 by striking the amendatory language in its entirety and by inserting therein the following:

The commission which is charged with the expenditure or budgeting of this fund shall have a majority vote of those persons representing the hospitality industry on the commission before expenditures are made. These members shall be appointed by the Memphis and Shelby County mayors from a list of recommendations submitted by the Memphis Hotel and Motel Association, Memphis Restaurant Association and the Memphis Chapter of the Tennessee Restaurant Association.

Mr. Gill moved that the House non-concur in Senate Amendment No. 8, as amended, which motion prevailed.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1592 by deleting the period after the word "tourism" in Section 8, and substituting instead the following:

"; provided, however, that no more than one-third (1/3) of the funds shall go to the operation or maintenance of any building."

SENATE AMENDMENT NO. 2

Amend House Bill No. 1592 by inserting between the fourth and fifth sentences of Section 2, the following language:

"The provisions of this act shall apply to all restaurants, even though those commercially operated restaurants are located within hospitals."

AND FURTHER AMEND by deleting from the fifth sentence of Section 2, the words, "hospitals and".

SENATE AMENDMENT NO. 3

Amend House Bill No. 1592 by inserting between the fifth and sixth sentences of Section 2, the following language:

"The provisions of this act shall not apply to purchasers of food that will be consumed out-of-state."

SENATE AMENDMENT NO. 4

Amend House Bill No. 1592 by deleting the language "From the effective date of the Resolution or Ordinance levying such tax," from the first sentence of Section 3, subsection (a), and by substituting instead the language "Pursuant to the collection provisions of Section of this act,".

AND FURTHER AMEND by adding the following language as a new Section 3, renumbering subsequent sections accordingly:

SECTION 3. Any ordinance or resolution of a county or of a city or town levying the tax under authority of Section 2 of this act shall not become operative until approved in an election herein provided in the county, or the city or town, as the case may be. The county election commission shall include on the ballot a question, providing options to vote "FOR" or "AGAINST" the ordinance or resolution, at the next general, primary, or special election held after the receipt of a certified copy of such ordinance or resolution, and a majority vote of those voting on the question shall determine whether the ordinance or resolution is to be operative. If the majority vote is for the ordinance or resolution, it shall be deemed to be operative on the date that the county election commission makes its official

canvass of the election returns. Provided, however, that no tax shall be collected under any such ordinance or resolution until the first day of a month occurring at least thirty (30) days after the operative date.

SENATE AMENDMENT NO. 5

Amend House Bill No. 1592 by adding a new sentence at the end of Section 11, as follows:

The provisions of this act shall apply only to counties with a population of seven hundred thousand (700,000) or more, according to the 1980 federal census or any subsequent census.

SENATE AMENDMENT NO. 6

Amend House Bill No. 1592:

SECTION 8, line 4, by inserting between the word "facilities," and the word "and" the following language:

"provided, however, that twenty per-cent (20%) of the revenues collected shall be earmarked for the promotion of Beale Street and The Orpheum Developments",

Mr. Gill moved that the House concur in Senate Amendment No. 1, 2, 3, 4, 5 and 6, which motion prevailed by the following vote:

Ayes	88
Noes	6

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--88.

Representatives voting no were: Carter, Duncan, McAfee, Pickering, Wallace and Wolfe--6.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1708

Senate Bill No. 1708--To regulate practice, barbering.

Mr. Severance moved that the motion to reconsider Senate Bill No. 1708 be lifted from the table, which motion prevailed.

Mr. Severance moved that the House reconsider its action in passing Senate Bill No. 1708 on third and final consideration, as amended, which motion prevailed.

Mr. Severance moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. McKinney moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1708, passed its third and final consideration by the following vote:

Ayes	72
Noes	18
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bivens, Brewer, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davidson, Davis (Hamilton), Davis (Pickett), DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Henry (Roane), Hillis, Hudson, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Love, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Small, Smith, Stafford, Sterling, Tanner, Turner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--72.

Representatives voting no were: Bell (Wilson), Bewley, Bragg, Crain, Davis (Gibson), DeBerry, Dills, Harrill, Hurley, Jones, Lashlee, Miller, Percy, Scruggs, Sir, Spence, Stallings and Wallace--18.

Representatives present and not voting were: Buck and Burnett--2.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

FURTHER CONSIDERATION OF SENATE BILL NO. 1744

Senate Bill No. 1744--To amend Sections 56-7-1003 and 56-7-108, Code.

Ms. Bell (Knox) moved that the motion to reconsider Senate Bill No. 1744 be lifted from the table, which motion prevailed.

Ms. Bell (Knox) moved that the House reconsider its action in passing Senate Bill No. 1744 on third and final consideration, as amended, which motion prevailed.

Ms. Bell (Knox) moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Ms. Bell (Knox) moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1744, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1771--To regulate coon dog training, certain counties.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1771 by deleting all of the language of the bill following the enacting clause and by substituting in lieu thereof the following:

Section 1. Tennessee Code Annotated, Section 51-441, is amended by deleting the word and punctuation "Jefferson," in the first and second paragraphs of the section.

Section 2. Tennessee Code Annotated, Section 51-441,

is further amended by adding the following language immediately after the third paragraph:

Provided, however, it shall be lawful in Jefferson County to have a jump-out training season during the period each year from October 9 through November 1, and notwithstanding other provisions of this section, it shall be lawful to train coon dogs in Jefferson County at any time of the year except during the period each year from March 1 to May 15, so long as coons are not taken except during open season thereon.

Section 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Mr. Ford moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	92
Noes	0
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives present and not voting were: Dills and Spence--2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1849--To provide appropriations to complete water resources study.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1849 by deleting the years "1981-1982" in the caption and substituting instead the years "1982-1983".

Mr. Johnson moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1921--To regulate taxation of gasohol.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1921 by deleting the following from Section 1:

"For all other purposes other than"

Mr. Stafford moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings,

Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1951--To make certain laws apply equally to men and women.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1951 by inserting between the words "spouse" and "of" in the amendatory language of Section 1 the following words and punctuation:

", widow, or widower".

Mr. Murphy (Davidson) moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1957--To amend Title 40, Chapter 37, Code.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1957 by deleting Section 1 in its entirety and by substituting instead the following language:

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SECTION 1. Tennessee Code Annotated, Section 40-3701 (a), is amended by deleting the word "court" and by substituting instead the language "state or federal court other than those courts exercising jurisdiction in Tennessee".

SENATE AMENDMENT NO. 3

Amend House Bill No. 1957 by adding the following language to the amendatory language of section 2 after the words "United States Attorney" in line 6 before the word "shall" which language shall read as follows "and district attorney general for the district in which said person currently resides"

Mr. Robertson moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative present and not voting was: Sir--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 2037

Senate Bill No. 2037--To make certain requirements, automobile liability policies.

Mr. Stafford moved that the motion to reconsider Senate Bill No. 2037 be lifted from the table, which motion prevailed.

Mr. Stafford moved that the House reconsider its action in passing Senate Bill No. 2037 on third and final consideration, as amended, which motion prevailed.

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Mr. Stafford moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Stafford moved that Amendment No. 1 be withdrawn, which motion prevailed.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 2037 in Section 1, by deleting the second sentence from the end of paragraph two, (which was added by Senate Amendment No. 1), which reads as follows:

"After such uninsured motorist property damage coverage has been made available to an insured one time and has been rejected, it need not again be made available in any continuation, renewal, reinstatement, or replacement of such policy, or the transfer of vehicles insured thereunder, unless the insured makes a written request for such coverage; provided, however, that whenever a new application is submitted in connection with any renewal, reinstatement, or replacement transaction the provisions of this section shall apply in the same manner as when a new policy is being issued."

and by adding between the last two sentences of paragraph three, a new sentence to read as follows:

"After such uninsured motorist property damage coverage has been made available to an insured one time and has been rejected in writing, it need not again be made available in any continuation, renewal, reinstatement, or replacement of such policy, or the transfer of vehicles insured thereunder, unless the insured makes a written request for such coverage; provided, however, that whenever a new application is submitted in connection with any renewal, reinstatement, or replacement transaction, the provisions of this section shall apply in the same manner as when a new policy is being issued."

and by adding to paragraph three, line three, after the word "coverage" and before the word "applicable", the following:

", subject to provisions filed with and approved by the insurance commissioner,"

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2037, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 2086

Senate Bill No. 2086--To amend Section 51-437, Code.

Mr. Johnson moved that the motion to reconsider Senate Bill No. 2086 be lifted from the table, which motion prevailed.

Mr. Johnson moved that the House reconsider its action in passing Senate Bill No. 2086 on third and final consideration, as amended, which motion prevailed.

Mr. Johnson moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Richardson moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 2086, passed it third and final consideration by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small,

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Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2101--To amend Title 4, Chapter 15, Code.

SENATE AMENDMENT NO. 4

Amend House Bill No. 2101 by deleting Section 1 in its entirety and by substituting a new Section 1 to read as follows:

SECTION 1. Tennessee Code Annotated, Section 4-15-101, is amended by deleting the language contained therein in its entirety and substituting instead the following:

There is created a state building commission composed of seven (7) ex officio members who shall be the governor, the secretary of state, the state comptroller, the state treasurer, the commissioner of finance and administration, the speaker of the Senate and the speaker of the House of Representatives. The governor shall serve as chairman and the commission shall elect from its membership a vice chairman and secretary. The attorney general shall serve as legal counsel to the commission in accordance with the requirements of the Tennessee Code Annotated, Section 8-6-301. In the event that the voting membership of any ex officio members is found by a court of competent jurisdiction to be unconstitutional or invalid, they shall continue as ex officio non-voting members, and in addition, the Senate and House of Representatives shall by joint resolution appoint another person(s) to be a voting member(s).

and further amend by renumbering the existing Section 2 to Section 3 and adding a new Section 2 to read as follows:

If any clause, words, provisions or sections of this act, including any provisions for the membership of the commission, are found to be unconstitutional or invalid, it is the intent of the general assembly that the remainder of this act be upheld and that the commission continue to function with the remainder of the membership not held to be unconstitutional or invalid.

Mr. Burnett moved that the House concur in Senate Amendment No. 4, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2116--To regulate chiropractors.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2116 by adding new Section 3. below and renumbering subsequent sections:

"Section 3. The Board shall adopt rules and regulations which shall establish minimum educational standards and criteria for persons operating x-ray equipment for diagnostic purposes in chiropractic physician's offices. These regulations may include provisions for grandfathering, waiver, reciprocity and hardship cases. Effective July 1, 1983, no person shall perform x-ray procedures in a chiropractic physician's office who does not meet these standards and who has not received a certificate of proficiency from the Tennessee Board of Chiropractic Examiners."

Mr. Gill moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson,

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Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2191--To define qualifications, x-ray technicians.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2191 by inserting in the first sentence of the amendatory language of section 7 immediately after the words "physician's offices" the words "which are at least as stringent as any mandatory federal standards".

Mr. McNally moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--94.

Representative present and not voting was: Sir--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 2213--To enact redevelopment plans of housing authorities.

SENATE AMENDMENT NO. 3

Amend House Bill No. 2213 by adding the following section immediately before the effective date section and by renumbering the subsequent section accordingly:

SECTION _____. The provisions of this act shall only apply in any county having a population of not less than two hundred eighty seven thousand seven hundred (287,700) nor more than two hundred eighty seven thousand eight hundred (287,800) according to the 1980 federal census or any subsequent federal census.

Mr. Copeland moved that the House non-concur in Senate Amendment No. 3, which motion prevailed.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2213 by adding the following section immediately before the effective date section and by renumbering such subsequent section accordingly:

SECTION _____. The provisions of this act shall only apply in any county having a population of not less than two hundred seventy five thousand (275,00) nor more than three hundred twenty five thousand (325,000) according to the 1980 federal census or any subsequent federal census.

SENATE AMENDMENT NO. 2

Amend House Bill No. 2213 by adding a new Section 2 thereto which shall read:

"SECTION 2. Tennessee Code Annotated, Section 13-20-203 (a), is further amended by adding a new last paragraph thereto which shall read:

"Any disapproval of any redevelopment project by the governing body of a county as authorized by this section shall, however, be automatically dissolved wherever written agreement duly approved by the governing body of the municipality involved is furnished to the county governing body involved which agreement shall exempt the county property tax levy and all proceeds from it generated within the redevelopment project from the tax increment financing provisions specified in Tennessee Code Annotated 13-20-205 (a) (2)."

AND FURTHER AMEND BY renumbering Section 2 thereof to be Section 3.

AND FURTHER AMEND BY adding a new Section 4 thereto which shall read:

"SECTION 4. Tennessee Code Annotated, Section 13-20-205 (c) is further amended by striking the period at the end of the first sentence thereof, substituting a comma therefor, and adding the following language thereto:

"except that the approval of the governing body of the county affected shall not be required wherever its disapproval of a redevelopment project has been dissolved as prescribed by the provisions of Tennessee Code Annotated Section 13-20-203 (a)."

AND FURTHER AMEND BY renumbering Section 3 thereof to be Section 5.

SENATE AMENDMENT NO. 5

Amend House Bill No. 2213 by adding a new sentence to read as follows:

"The provisions of this act shall be prospective.

Mr. Copeland moved that the House concur in Senate Amendments Nos. 1, 2 and 5, which motion prevailed by the following vote:

Ayes	94
Noes	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: Rhinehart and Spence--2.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 2243

Senate Bill No. 2243--To regulate State Library System and Regional Library Boards.

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Mr. Starnes moved that the House pass Senate Bill No. 2243, notwithstanding the objections of the Governor, which motion prevailed by the following vote:

Ayes	51
Noes	40
Present and not voting	1

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Jared, Johnson, Jones, Kernell, King (Shelby), Lashlee, Love, McKinney, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Spence, Stallings, Starnes, Tanner, Turner, Wheeler, Withers, Work and Mr. Speaker McWherter--51.

Representatives voting no were: Baker, Bell (Knox), Bewley, Carter, Chiles, Clark (Sumner), Copeland, Duer, Duncan, Ford, Frensley, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Montgomery, Moore, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Small, Smith, Stafford, Sterling, Ussery, Wallace, Webb, Whitson, Wolfe and Yelton--40.

Representative present and not voting was: Wood--1.

A motion to reconsider was tabled.

STATEMENT ON SENATE BILL NO. 2243

Mr. Speaker, Ladies and Gentlemen of the House.

Originally I voted for S.B. 2243. I favor the bill, but out of respect to Gov. Alexander I will not vote to override his veto.

I request that these remarks be spread on the journal.

REP. ROBERT L. KING

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 2244--To make provisions, certain motor vehicles.

SENATE AMENDMENT NO. 8

Amend House Bill No. 2244 by adding the following new section before the effective date section and by renumbering such subsequent section accordingly:

SECTION ____ . Tennessee Code Annotated, Section 55-11-201

(b) is amended by designating the existing language as item (1) and by adding the following new item:

(2) No twin trailer truck authorized by this act shall be operated on any highway designated as a scenic highway under the authority of Tennessee Code Annotated, Title 54, Chapter 17.

AMENDMENT NO. 1 TO AMENDMENT NO. 8

Amend Amendment No. 8 by adding a new sentence to read as follows:

"Interstate highways shall not be considered scenic routes for purposes of this act."

SENATE AMENDMENT NO. 9

Amend House Bill No. 2244 by adding the following new section before the effective date section and by renumbering such subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Title 55, Chapter 10, is amended by adding the following section:

Section _____. If any person who is driving or in physical control of a twin trailer truck which contains hazardous waste as defined in Tennessee Code Annotated, Section 53-6304, and who is adjudicated to have been at fault in a court of competent jurisdiction for an accident resulting in a spill of hazardous waste, such person and the employer of such person shall be jointly and severally responsible for:

- 1) damages incurred as a result of the spill; and
- 2) any clean up cost which may result from the spill.

AMENDMENT NO. 1 TO AMENDMENT NO. 9

Amend Amendment No. 9 by striking the words "person and the" in the seventh line of the amendatory language.

SENATE AMENDMENT NO. 11

Amend House Bill No. 2244 by adding the following language to Section 2, subsection (b) of House Amendment No. 2:

The state department, county or municipal agency or department having the authority to designate reasonable routes shall also consider maintenance cost of the routes and safety of the motoring public before designating such routes.

SENATE AMENDMENT NO. 15

Amend House Bill No. 2244:

Amend the amendatory language of Section 2 (a) as follows:

Add the following language in the second sentence of sub-section (a), immediatley after the words "egress from terminal":

";or, where such twin trailers are manufactured or assembled within the state, from such place of manufacture or assembly,"

Mr. Brewer moved that the House concur in Senate Amendments Nos. 8, as amended, 9, as amended, 11 and 15, which motion prevailed by the following vote:

Ayes	52
Noes	36
Present and not voting	1

Representatives voting aye were: Akard, Bell (Wilson), Bragg, Brewer, Burnett, Copeland, Covington, Davidson, Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Frensley, Hurley, Jared, Johnson, Jones, Kernell, King (Shelby), Love, McKinney, Montgomery, Murphy (Davidson), Murphy (Shelby), Percy, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Small, Spence, Stallings, Starnes, Sterling, Ussery, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--52.

Representatives voting no were: Baker, Bell (Knox), Bewley, Bivens, Buck, Carter, Chiles, Cobb, Crain, Davis (Gibson), Ford, Gill, Harill, Henry (Roane), Hudson, Huskey, Kelley, Kent, King (Washington), Lashlee, McAfee, McNally, Martin, Murray, Naifey, Owen, Phillips, Robertson, Scruggs, Severance, Sir, Smith, Stafford, Tanner, Turner and Wallace--36.

Representative present and not voting was: Moore--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2045--To amend Drug Control Act.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2045 by deleting Section One in its entirety and renumbering accordingly.

FURTHER AMEND BY adding a new section immediately preceeding the effective date section as follows:

SECTION . The provisions of this Act shall have no application to offenses occurring prior to the effective date of the Act.

Mr. McKinney moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	80
Noes	2
Present and not voting	1

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Chiles, Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--80.

Representatives voting no were: Baker and McNally--2.

Representative present and not voting was: Carter--1.

A motion to reconsider was tabled.

Mr. Owen moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 255 out of order, which motion prevailed.

Senate Joint Resolution No. 255--Relative to study, state special schools.

Mr. Owen moved that Senate Joint Resolution No. 255 be concurred in, which motion prevailed by the following vote:

Ayes	85
Noes	1
Present and not voting	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy,

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Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--85.

Representative voting no was: Harrill--1.

Representatives present and not voting were: Duer and Spence--2.

A motion to reconsider was tabled.

Mr. Burnett moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 454 out of order, which motion prevailed.

House Joint Resolution No. 454--Relative to supporting efforts for fair electric rates--By Burnett, Gill, Davis (Hamilton), Murphy (Shelby), King (Shelby), Turner, Love, Clark (Davidson), Ellis, Buck, Yelton, Starnes, Stallings, Davis (Pickett) and Pickering.

Mr. Burnett moved that House Joint Resolution No. 454 be adopted, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

A motion to reconsider was tabled.

Mr. Baker moved that the rules be suspended for the purpose of considering House Bill No. 2381 out of order, which motion prevailed.

House Bill No. 2381--To establish salaries for certain officials, Jackson.

On motion, House Bill No. 2381 was made to conform with Senate Bill No. 2421.

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On motion, Senate Bill No. 2421, on same subject, was substituted for House Bill No. 2381.

Mr. Baker moved that Senate Bill No. 2421 be passed on third and final consideration.

Mr. Baker moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2381 by deleting from the first sentence of the amendatory language of Section 1 the words "The compensation" and by substituting instead the words "Prior to the 1983 regular city election, the compensation".

FURTHER AMEND by deleting the period at the end of the amendatory language of Section 1 and by substituting instead the language "; provided, however, thereafter such compensation shall be established as provided in Section 17B."

FURTHER AMEND by deleting from the first sentence of the amendatory language of Section 2 the words "The salary" and by substituting instead the words "Prior to the 1983 regular city election, the salary".

FURTHER AMEND by deleting the period at the end of the amendatory language of Section 2 and by substituting instead the language "; provided, however, thereafter such compensation shall be established as provided in Section 17B."

FURTHER AMEND by deleting Section 5 in its entirety and substituting instead the following new section:

Section 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. Sections 1 and 2 shall become effective upon being approved as provided in Section 4 and for all other purposes it shall become effective on July 1, 1983.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2421, as amended, passed its third and final consideration by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent,

Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

A motion to reconsider was tabled.

EXPLANATION OF VOTE

Mr. Speaker:

I erred in my vote on HB 2244 (SB 2123). I voted "yes" when my intent was to vote no. I did not check the board in time to change from green to red. Since we were under "the rule" I could not change - but I desire the record to make it clear that I oppose HB 2244 (SB 2123), even though my vote does not change the outcome of the vote.

REP. JOHN BRAGG

STATEMENT BY MR. DUNCAN ON HOUSE BILL NO. 1106

Mr. Speaker,

I hereby challenge the announcement of the vote on House Bill No. 1106. The vote was announced as 50 ayes, 46 noes, 2 roll call and 1 not voting, based on the roll call as printed by the electrical roll call system. However, such roll call listed Representative Robinson of Davidson County as voting aye. Representative Robinson advised me and others that he was not in the chamber when the vote was taken, did not cast his vote, and did not authorize anyone to vote for him. Further, since the House was under the rule when this vote was taken, he could not have authorized anyone else to cast his vote.

It is my belief that the electrical roll call system malfunctioned and as a result of this malfunction the vote was incorrectly announced. Therefore, I request that the vote be announced correctly, i.e., 49 ayes, 46 noes, 2 roll call and 2 not voting and that the journal be corrected accordingly.

Respectfully submitted,

Rep. Ralph Duncan

Following Mr. Duncan's statement on House Bill No. 1106, Mr. Robinson of Davidson County stated that he assumed full responsibility for his vote. He stated that he should have been in his seat. Mr. Robinson stated that he accepted full responsibility for his "aye" vote.

Pursuant to Mr. Duncan's statement on House Bill No. 1106, Mr. McKinney stated the challenge of Mr. Duncan was not properly filed under the Rules of the House, and asked that his remarks be spread on the journal.

EXPLANATION OF VOTE

Mr. Speaker,

Upon the vote being taken on HB 2244 to concur in Senate action, I erroneously voted "aye", requested the House clerk to change my vote before the announcing of the result, and was advised that we were operating "under the rule" and that a change could not be recorded.

REP. DAVID COPELAND

STATEMENT ON HOUSE BILL NO. 2244

I voted against the motions to concur in the Senate amendments to the double bottom truck bill because I oppose double bottom trucks. I was not against the amendments themselves, but against the bill which is opposed by a large number of my constituents.

REP. JIM HUDSON

SECOND ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

INTRODUCTION OF BILLS

House Bill No. 2406--To vest probate jurisdiction, Carter County--By Percy, Whitson and King (Washington).

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Passed first consideration.

House Bill No. 2407--To create Divisions I and II, Sessions Court, Sumner County--Clark (Sumner) and Wix.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 682--To enact "Juvenile Court Restructure Act of 1981."

Passed first consideration.

Senate Bill No. 1417--To impose penalties, malicious trespassing crimes.

Passed first consideration.

Senate Bill No. 1486--To regulate filing, certain appeals.

Passed first consideration.

Senate Bill No. 1672--To define motor vehicle.

Passed first consideration.

Senate Bill No. 1767--To regulate dentistry training programs, Meharry Medical College.

Passed first consideration.

Senate Bill No. 1912--To create Tennessee Parkway System.

Passed first consideration.

Senate Bill No. 1957--To amend Section 2-5-101, code.

Passed first consideration.

Senate Bill No. 1982--To amend Section 35-622, Code.

Passed first consideration.

Senate Bill No. 2001--To regulate rights, certain police officer during agency investigations.

Passed first consideration.

Senate Bill No. 2102--To amend Section 54-7-102, Code.

Passed first consideration.

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Senate Bill No. 2126--To regulate compensation, court of general sessions.

Passed first consideration.

Senate Bill No. 2133--To regulate administration, small estates.

Passed first consideration.

Senate Bill No. 2214--To amend Title 48, Chapter 19, Code.

Passed first consideration.

Senate Bill No. 2216--To regulate juvenile court system.

Passed first consideration.

Senate Bill No. 2231--To regulate institutions of higher education.

Passed first consideration.

Senate Bill No. 2262--To regulate governmental tort liability.

Passed first consideration.

Senate Bill No. 2316--To establish restrictions, juvenile court.

Passed first consideration.

Senate Bill No. 2424--To regulate salary, General Sessions Judge, Tipton County.

Passed first consideration.

Senate Bill No. 2434--To amend Chapter 252, Private Acts, 1978.

Passed first consideration.

SENATE BILLS ON SECOND CONSIDERATION

Senate Bill No. 2175--To regulate interest rates, bond anticipation notes.

Passed second consideration and referred to Committee on Finance, Ways and Means.

Senate Bill No. 2410--To transfer probate jurisdiction, Knox County Chancery Court.

Passed second consideration and held without reference.

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HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2375--To authorize tax, certain products, Roane County.

Passed second consideration and held without reference.

House Bill No. 2376--To provide judge of sessions court, Roane County.

Passed second consideration and held without reference.

House Bill No. 2377--To provide time of elections, Vanleer.

Passed second consideration and held without reference.

House Bill No. 2378--To create probate and juvenile court, Lauderdale County.

Passed second consideration and held without reference.

House Bill No. 2379--To provide for probate clerk, Lake County.

Passed second consideration and held without reference.

House Bill No. 2380--To provide for sessions court judge, Roane County.

Passed second consideration and held without reference.

House Bill No. 2382--To create juvenile court, Marion County.

Passed second consideration and held without reference.

House Bill No. 2383--To regulate compensation, general sessions judges, Hamilton County.

Passed second consideration and held without reference.

House Bill No. 2384--To provide for general sessions judges, certain counties.

Passed second consideration and held without reference.

House Bill No. 2385--To place probate jurisdiction in general sessions court, Rhea County.

Passed second consideration and held without reference.

House Bill No. 2386--To amend Chapter 16, Private Acts, 1965.

Passed second consideration and held without reference.

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House Bill No. 2387--To provide for special referenda, Tullahoma.

Passed second consideration and held without reference.

House Bill No. 2388--To provide certain referendum, Lexington.

Passed second consideration and held without reference.

House Bill No. 2389--To amend Chapter 239, Private Acts, 1937.

Passed second consideration and held without reference.

House Bill No. 2390--To make certain provisions, mayor, Brownsville.

Passed second consideration and held without reference.

House Bill No. 2391--Mr. Richardson moved that House Bill No. 2391 be passed on second consideration and held on desk, which motion prevailed.

House Bill No. 2392--To amend charter, Henderson.

Passed second consideration and held without reference.

House Bill No. 2393--To regulate Board of Education, Rhea County.

Passed second consideration and held without reference.

House Bill No. 2394--To set salary, general sessions judge, Tipton County.

Passed second consideration and held without reference.

House Bill No. 2395--To provide privilege tax on lodgings, Knox County.

Passed second consideration and held without reference.

House Bill No. 2396--To levy tax on amusements, Knox County.

Passed second consideration and held without reference.

House Bill No. 2397--To regulate court of general sessions, Madison County.

Passed second consideration and held without reference.

House Bill No. 2398--To make supplemental appropriations, state government.

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Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 2399--To make supplemental appropriations, state government.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 2400--To provide for probate and juvenile jurisdiction, Scott County.

Passed second consideration and held without reference.

House Bill No. 2401--To amend charter, Burns.

Passed second consideration and held without reference.

House Bill No. 2402--To provide for enforcement of ordinances, certain municipalities.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 2403--To grant juvenile jurisdiction to general sessions court, Grainger County.

Passed second consideration and held without reference.

House Bill No. 2404--To increase litigation tax, Campbell County.

Passed second consideration and held without reference.

House Bill No. 2405--To create Division II, General Sessions court, Sumner County.

Passed second consideration and held without reference.

STANDING COMMITTEE REPORTS

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bill No. 2363.

STARNES, Chairman.

Under the rules, House Bill No. 2363 was transmitted to the Committee on Calendar and Rules.

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GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: House Bill No. 2278.

DAVIS (Hamilton), Chairman.

Under the rules, House Bill No. 2278 was transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 2277 and 2321.

MILLER, Chairman.

Under the rules, House Bills Nos. 2277 and 2321 were transmitted to the Committee on Calendar and Rules.

MOTIONS

On motion of Mr. DePriest, House Bills Nos. 2279 and 2293 were recalled from the Committee on Judiciary.

On motion of Mr. DePriest, House Bills Nos. 2279 and 2293 were referred to the Committee on Calendar and Rules.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 697--King (Shelby)

House Bill No. 1436--Carter

House Resolution No. 132--Dills, Duer, Ussery, Stafford, Wolfe, Davis (Pickett), Robinson (Washington), Severance.

MOTION FILED UNDER RULE NO. 52

MR. SPEAKER:

Pursuant to Rule No. 52, this is to advise that at a later date, I plan to recall House Bill No. 1160 from the Committee on Judiciary.

REP. JERRY JARED

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Under the rules, the motion lies over.

NOTICE PURSUANT TO RULE NO. 57

Pursuant to Rule No. 57, the sponsor gave notice of his intention to consider the following measures from the Senate on Thursday, April 8, 1982:

House Joint Resolution No. 319--Sir.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, April 8, 1982: House Bill No. 1085; Senate Bill No. 1485; House Bills Nos. 1489, 1725, 1485; House Resolution No. 107; House Bills Nos. 1953, 876, 394, 1854, 1856, 2055, 1927, 1434, 1987, 2145, 2276, 1971, 1579, 1937, 1738, 1938, 1527, 2033, 2074, 1799, 2292, 1885, 2111; House Joint Resolution No. 393; House Bills Nos. 1788, 1637, 2201, 1742, 2268, 1151, 1566, 1005; House Joint Resolution No. 380; House Bills Nos. 1895, 2289, 2193, 2223; House Resolution No. 131; House Bill No. 2052; House Joint Resolution No. 306; Senate Joint Resolution No. 210; and House Bills Nos. 697, 2198, 1899, 2242, 2186, 2089, 2277, 2278 and Senate Bill No. 1863.

GILL, Chairman.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 2170, 2235, 2320, 2362, 2365, 2366, 2367, 2368, 2369, 2372 and 2373; and House Joint Resolutions Nos. 419, 420, 421, 422, 423, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 443, 445, 446, 448, 449 and 450; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

Mr. Gill moved that all pre-filed congratulatory resolutions be introduced and referred to the Committee on Calendar and Rules, and that all other resolutions be introduced and held on the desk, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 139--Relative to commending Howard Lewis--By Gill and Phillips.

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House Resolution No. 139 was referred to the Committee on Calendar and Rules.

House Resolution No. 140--Relative to continuing Special House Committee on Juvenile Corrections--By DeBerry.

House Resolution No. 140 was held on desk.

House Resolution No. 141--Relative to memory, Mrs. Emily Smith--By Jones, DeBerry and Withers.

House Resolution No. 141 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 451--Relative to congratulating Green Wave boys basketball team--By Clark (Sumner) and Wix.

House Joint Resolution No. 451 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 452--Relative to study, retail gas outlets--By King (Shelby).

House Joint Resolution No. 452 was held on the desk.

House Joint Resolution No. 453--Relative to honoring Tvette Rhodes--By Murphy (Davidson), Murphy (Shelby) and Turner.

House Joint Resolution No. 453 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 455--Relative to honoring Dr. Charles Boddie--By Love.

House Joint Resolution No. 456--Relative to honoring Wink Martindale--By Baker and Wallace.

House Joint Resolutions Nos. 455 and 456 were referred to the Committee on Calendar and Rules.

House Resolution No. 142--Relative to memory, Charles Allmon--By Gaia.

House Resolution No. 142 was referred to the Committee on Calendar and Rules.

House Resolution No. 143--Relative to memory, Mrs. Zora Waddell--By Gaia.

House Resolution No. 143 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 457--Relative to erecting certain signs, Mud Island--By Kernell, Murphy (Shelby), Gill, Byrd, Withers,

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Turner, Moore, Sterling, Jones, Kent, Shirley, Brewer, King (Shelby), DeBerry, Gaia and Small.

House Joint Resolution No. 457 was held on the desk.

House Resolution No. 144--Relative to congratulating Beech High girl's basketball team--By Clark (Sumner).

House Resolution No. 144 was referred to the Committee on Calendar and Rules.

House Resolution No. 145--Relative to memory, Edward "Dempsey" Dwyer--By Gaia.

House Resolution No. 145 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 458--Relative to creating a special joint committee, cultural resources--By Starnes, Robinson (Hamilton) and Davis (Hamilton).

House Joint Resolution No. 458 was held on the desk.

House Resolution No. 146--Relative to commending interns, 92nd General Assembly Session--By Gaia.

House Resolution No. 146 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 459--Relative to honoring Reverend Charles Cartwright--By DeBerry, Withers, Murphy (Shelby), King (Shelby) and Jones.

House Joint Resolution No. 459 was referred to the Committee on Calendar and Rules.

House Resolution No. 148--Relative to congratulating Volunteer State College's men's basketball team--By Clark (Sumner).

House Resolution No. 149--Relative to honoring Dr. John Runyan--By Gaia.

House Resolution No. 150--Relative to commending Miss Frances "Ralph" McKay--By DeBerry, Starnes, Bell (Wilson), Montgomery, Robinson (Washington), Ford, DePriest and Gill.

House Resolution No. 151--Relative to commending Susan Wallis--By Lashlee, Work and Jared.

House Resolution No. 152--Relative to commending Laura Stone--By Akard, Montgomery, Yelton and Wheeler.

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House Resolution No. 153--Relative to congratulating the Knoxville Poultry Company--By Owen, Miller, Scruggs and Smith.

House Resolution No. 154--Relative to commending student intern Michael Kimmous--By Sterling and Moore.

House Resolutions Nos. 148, 149, 150, 151, 152, 153 and 154 were referred to the Committee on Calendar and Rules.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2271, 2272, 2348, 2353, 2375, 2376, 2377, 2378, 2379, 2380, 2382, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2401 and 2404.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Thursday, April 8, 1982: House Bills Nos. 2328, 1684; House Joint Resolution No. 197; Senate Joint Resolution 204; House Bill No. 2029; House Joint Resolutions Nos. 339, 303; House Bill No. 2363; Senate Joint Resolution No. 220; House Joint Resolutions Nos. 308, 451, 453, 455, 456, 459; House Resolutions Nos. 139, 141, 142, 143, 144, 145, 146, 148, 149, 150, 151, 152, 153, 154; House Bills Nos. 2271, 2272, 2279, 2293, 2348, 2353, 2375, 2376, 2377, 2378, 2379, 2380, 2382, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2401 and 2404.

GILL, Chairman.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1106, 1393, 1409, 2252, 2291, 2333 and 2338; and House Joint Resolution No. 454; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Burnett, the House adjourned until 11:00 a.m. tomorrow.